

Federal Register

Tuesday
November 28, 1995

Part XIV

Department of Transportation

Semiannual Regulatory Agenda

DEPARTMENT OF TRANSPORTATION (DOT)

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

14 CFR Chs. I-III

23 CFR Chs. I-III

33 CFR Chs. I and IV

46 CFR Chs. I-III

48 CFR Ch. 12

49 CFR Subtitle A, Chs. I-VI

[OST Docket No. 59; Notice 95-11]

Department Regulatory Agenda; Semiannual Summary

AGENCY: Office of the Secretary, DOT.

ACTION: Department regulatory agenda.

SUMMARY: The regulations agenda is a semiannual summary of all current and projected rulemakings, reviews of existing regulations, and completed actions of the Department. The agenda provides the public with information about the Department of Transportation's regulatory activity. It is expected that this information will enable the public to be more aware of and allow it to more effectively participate in the Department's regulatory activity. The public is also invited to submit comments to continuously open regulatory review dockets, suggesting items for consideration as part of the Department's ongoing review of existing regulations.

ADDRESSES: The mailing address for the initiating offices of the Department which appear in the agenda is 400 7th Street SW., Washington, DC 20590; except for the Federal Aviation Administration, which is located at 800 Independence Avenue SW., Washington, DC 20591, and the U.S. Coast Guard, which is located at 2100 2nd Street SW., Washington, DC 20593.

FOR FURTHER INFORMATION CONTACT:

General

For further information on the agenda in general, contact: Neil R. Eisner, Assistant General Counsel for Regulation and Enforcement, Department of Transportation, 400 7th Street SW., Washington, DC 20590, (202) 366-4723.

Specific

For further information about any particular item on the agenda, contact the individual listed in the column headed "Agency Contact" for that item.

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Agenda

SUPPLEMENTARY INFORMATION:

Background

Improvement of Government regulations is a prime goal of the Clinton Administration. There should be no more regulations than necessary, and those that are issued should be simpler, more comprehensible, and less burdensome. Regulations should not be issued without appropriate involvement of the public; once issued, they should be periodically reviewed and revised, as needed, to assure that they continue to meet the needs for which they originally were designed.

To help the Department of Transportation (Department) achieve these goals and in accordance with Executive Order 12866 "Regulatory Planning and Review" (58 FR 51735; October 4, 1993) and the Department's Regulatory Policies and Procedures (44 FR 11034; February 26, 1979), the Department prepares a semiannual regulations agenda for publication in the Federal Register. The agenda summarizes all current and projected rulemaking, reviews of existing regulations, and completed actions of the Department. These are matters on which action has begun or is projected during the succeeding 12 months or such longer period as may be

anticipated or for which action has been completed since the last agenda.

The agendas are based on reports submitted by the initiating offices in January and July each year. After these reports are consolidated for and reviewed by the Department Regulations Council, the Department's regulations agenda is prepared and published in the Federal Register. The Department's last agenda was published in the Federal Register on May 8, 1995 (60 FR 23590). The next one is scheduled for publication in the Federal Register in April 1996.

For this edition of the Department's regulatory agenda, the most important significant regulatory actions are included in The Regulatory Plan, which appears in Part II of this issue of the Federal Register. The Regulatory Plan entries are listed in the Table of Contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate Sequence Number in Part II.

Regulatory Flexibility Act

In 1980, Congress passed the Regulatory Flexibility Act (RFA), Public Law 96-354, which requires the designation of those regulations for which a Regulatory Flexibility Analysis will be prepared; i.e., those regulations that would have a significant economic impact on a substantial number of small entities. A Regulatory Flexibility Analysis is required for a rulemaking which, in the heading "Small Entities Affected," indicates an effect on small businesses, governmental jurisdictions, or organizations. If a Regulatory Flexibility Analysis will be prepared for a particular rulemaking, that fact also will be noted under the heading "Analysis."

The RFA also requires that, each year, the Department publish a list of those regulations that have a significant economic impact on a substantial number of small entities and are to be reviewed under the Act during the succeeding 12 months. The agenda includes those regulations to be reviewed under the RFA or those for which review has been concluded since the last agenda. However, it should be noted that, after a preliminary assessment of the regulations listed for RFA review, it may be found that the regulations, in fact, do not have a significant economic impact on a substantial number of small entities,

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and a full RFA review will be unnecessary.

Economic Assessment/Evaluation

DOT requires an economic analysis for all its rulemakings. A preliminary and final economic assessment (similar to what used to be identified as a "Regulatory Impact Analysis") is required for each proposed and final regulation, respectively, that is likely to be very costly. For other rulemakings, a regulatory evaluation is prepared.

Definitions

The agenda covers all rules and regulations of the Department, including those that establish conditions for financial assistance. The following definitions are provided for ease in understanding the information in this document.

Initiating office means an operating administration or other organizational element within the Department that formulates regulations.

Significant rulemaking is now being referred to in this agenda as an agency priority. This means a rulemaking that is very costly, controversial, or of substantial public interest; would have a major impact on another Federal agency; would have a substantial effect on State and/or local or tribal governments; would have a substantial impact on a major transportation safety problem; would initiate a substantial regulatory program or change in policy; would be substantially different from international requirements or standards; would materially alter budgetary impacts; or otherwise involves important legal or policy issues.

Office of Management and Budget (OMB)/Secretarial Review

Any rulemaking document OMB identifies as significant is subject to its review and will be classified as significant by DOT. A few rulemakings identified as agency priority by DOT, but not significant by OMB, and some rulemaking documents (e.g., extensions of compliance dates), although part of an otherwise significant rulemaking, are not subject to OMB review. All DOT agency priority rulemaking documents are subject to review by the Secretary of Transportation.

Explanation of Information on the Agenda

The format for this agenda is required by Office of Management and Budget memorandum of August 2, 1995.

First, the agenda is divided by initiating offices. Then, in accordance with the OMB memorandum, for each initiating office, the agenda is divided into five categories: (1) Prerule stage, (2) proposed rule stage, (3) final rule stage, (4) long-term actions, and (5) completed actions. For each entry, the agenda provides the following information: (1) The "significance" of the action; (2) a short descriptive title; (3) the legal basis for the action being taken or the regulation being reviewed; (4) the related regulatory citation in the Code of Federal Regulations; (5) an indication of any legal deadline and, if so, for what type of action (e.g., NPRM, final rule); (6) an abstract of the review or the proposed or final regulation; (7) a timetable, including the earliest expected date for a decision, on whether to issue the proposed or final regulation or complete the review and determine the corrective action to be taken. (The action taken can be revocation or revision of the regulation, or it can be a determination that no regulatory action is necessary because the regulation is found to be achieving its goals and the goals and objectives of Executive Order 12866 and the Department's Regulatory Policies and Procedures.); (8) an indication as to whether the rulemaking will affect small entities and/or levels of government and which categories of small entities or governments will be impacted; (9) if there is information that does not fit in the other categories, it will be included under a separate heading entitled "Additional Information" (which will also note any differences between OMB's "significant" and DOT's "agency priority" classification); (10) a listing, where determined, of any analyses an initiating office will prepare or has prepared for the rulemaking document; e.g., an Economic Assessment, an Environmental Impact Statement (EIS), or a Regulatory Flexibility Analysis; (11) an agency contact office or official who can provide further information, including advice on how to obtain documents referenced in the agenda; and (12) a Regulation Identifier Number (RIN) assigned to identify an individual rulemaking in the agenda and facilitate tracing further action on the issue in the Federal Register which may occur between agenda publications.

For nonsignificant regulations issued routinely and frequently as a part of an established body of technical requirements (such as the Federal

Aviation Administration's Airspace Rules), to keep those requirements operationally current, only the general category of the regulations, the identity of a contact office or official, and an indication of the expected number of regulations are included; individual regulations are not listed.

If a regulatory docket number has already been established, it may be provided under the "Additional Information" heading. If a member of the public desires further information regarding a particular proposal or regulation, reference should be made to this docket number.

In the "Timetable" column, abbreviations are used to indicate the particular documents being considered for issuance by that date. ANPRM stands for Advance Notice of Proposed Rulemaking, SNPRM for Supplemental Notice of Proposed Rulemaking, NPRM for Notice of Proposed Rulemaking, and FR for Final Rule. Listing a future date in this column is not an indication that a proposed or a final rule will be issued on that date; it is the earliest date on which a decision is expected to be made on whether to issue the document listed. Submittal of any proposed or final rule to the Office of Management and Budget for review under Executive Order 12866 must follow such a decision. If any document is issued, publication in the Federal Register would follow within a few days of completion of this review. In addition, these dates are based on current schedules. Information received subsequent to the issuance of this agenda could result in a decision not to take regulatory action or in changes to proposed publication dates. For example, the need for further evaluation could result in a later publication date; evidence of a greater need for the regulation could result in an earlier publication date.

Finally, a dot (●) preceding an entry indicates that the entry appears in the agenda for the first time.

Request for Comments

Our agenda is intended primarily for the use of the public. Since its inception, we have made modifications and refinements that we believe provide the public with more helpful information, as well as make the agenda easier to use. We would like you, the public, to make suggestions or comments on how the agenda could be further improved.

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In an effort to comply further with the spirit of Executive Order 12866 and the Regulatory Flexibility Act, we are also seeking suggestions on which existing regulations issued by an operating administration of the Department or the Office of the Secretary do you believe need to be reviewed to determine whether they should be revised or revoked. The Department is particularly interested in obtaining information on requirements that have a "significant economic impact on small entities" and, therefore, must be reviewed under the Regulatory Flexibility Act. If you have any suggested regulations, please send them, along with your explanation of why they should be reviewed, to the concerned operating administration or the Office of the Secretary.

Purpose

The Department is publishing this regulations agenda in the Federal Register to share with interested members of the public the Department's preliminary expectations regarding its future regulatory actions. This should enable the public to be more aware of the Department's regulatory activity. Knowledge of the nature and scope of this activity, as well as the specific proposals and reviews being considered, should result in more effective public participation in the Department's regulatory activity. For example, awareness of the dates when notices may be issued seeking public comment should allow appropriate planning and more efficient use of the comment period. By providing the expected date for a decision on whether to issue a final rule, the Department expects that more appropriate planning by those concerned with the regulation will also be possible. This publication in the Federal Register does not impose any binding obligation on the Department or any of the offices within the Department with regard to any specific item on the agenda. Regulatory action, in addition to the items listed, is not precluded. If further information is desired on any of the items listed in the agenda, the public is encouraged to contact the individual listed for the particular item. Additional information concerning the agenda in general or the Department's Regulatory Policies and Procedures may be obtained from Neil R. Eisner, whose address and telephone number appear above.

Issued in Washington, DC, on October 3, 1995.

Federico Peña,
Secretary of Transportation.

Appendix A - Instructions for Obtaining Copies of Regulatory Documents

Some Administrations within the Department differ in procedures or as to inclusion on a mailing list. For the offices listed below, persons desiring to obtain a copy of a specific regulatory document to be issued that is listed in this agenda should communicate, either by telephone or by letter, with the contact person listed with the regulation at the addresses below.

United States Coast Guard (USCG)

(Name of contact person), United States Coast Guard, 2100 2nd Street SW., Washington, DC 20593.

Federal Highway Administration (FHWA)

(Name of contact person), Federal Highway Administration, 400 7th Street SW., Washington, DC 20590.

Federal Railroad Administration (FRA)

(Name of contact person), Federal Railroad Administration, 400 7th Street SW., Washington, DC 20590.

National Highway Traffic Safety Administration (NHTSA)

(Name of contact person), National Highway Traffic Safety Administration, 400 7th Street SW., Washington, DC 20590.

Federal Transit Administration (FTA)

(Name of contact person), Federal Transit Administration, 400 7th Street SW., Washington, DC 20590.

Saint Lawrence Seaway Development Corporation (SLSDC)

(Name of contact person), Saint Lawrence Seaway Development Corporation, 400 7th Street SW., Room 5424, Washington, DC 20590.

Research and Special Programs Administration (RSPA)

(Name of contact person), Research and Special Programs Administration, 400 7th Street SW., Washington, DC 20590.

Maritime Administration (MARAD)

James Saari, Secretary, Maritime Administration, 400 7th Street SW., Room 7300B, Washington, DC 20590, (202) 366-5746.

Federal Aviation Administration (FAA)

The FAA has a mailing list system for notices and advance notices of proposed rulemaking (NPRMs and ANPRMs). Persons interested in obtaining future copies of all of those documents to be issued by the FAA or only of those concerning certain parts of the Federal Aviation Regulations should request a copy of Advisory Circular No. 11-2, which describes the application procedure, by calling (202) 267-3484 or by writing to: Federal Aviation Administration, Office of Public Affairs, Attention: Public Inquiry Center, APA-230, 800 Independence Avenue SW., Washington, DC 20591.

Office of the Secretary (OST)

Persons desiring to receive future copies of the Department's regulations agenda should submit their request to: Assistant General Counsel for Regulation and Enforcement, C-50, Office of the General Counsel, Department of Transportation, Washington, DC 20590, (202) 366-4723.

Persons who have an interest in specific regulatory documents to be issued by the Office of the Secretary should forward requests for copies of those documents to the same address. These requests should fully identify the document desired.

Appendix B - General Rulemaking Contact Persons

The following is a list of persons who can be contacted within the Department for general information concerning the rulemaking process within the various operating administrations.

USCG - P. M. Pelcovits, Marine Safety Council, USCG Headquarters Building, Room 3406, 2100 2nd Street SW., Washington, DC 20593; telephone: (202) 267-6233.

FAA - Donald Byrne, Office of Chief Counsel, Regulations and Enforcement Division, 800 Independence Avenue SW., Room 915A, Washington, DC 20591; telephone: (202) 267-3073.

FHWA - Thomas Holian, Office of Chief Counsel, 400 7th Street SW., Room 4223, Washington, DC 20590; telephone: (202) 366-1383.

FRA - Lisa Levine, Office of Chief Counsel, 400 7th Street SW., Room 8128, Washington, DC 20590; telephone: (202) 366-0621.

NHTSA - Walter K. Myers, Office of Chief Counsel, 400 7th Street SW.,

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Room 5219, Washington, DC 20590; telephone: (202) 366-2992.

FTA - Nancy Zaczek, Office of Chief Counsel, 400 7th Street SW., Room 9316, Washington, DC 20590; telephone: (202) 366-4011.

SLSDC - Marc Owen, General Counsel's Office, 400 7th Street SW., Room 5424, Washington, DC 20590; telephone: (202) 366-0108.

RSPA - Edward Bonekemper, Office of Chief Counsel, 400 7th Street SW., Room 8405, Washington, DC 20590; telephone: (202) 366-4400.

MARAD - James Saari, Secretary, Maritime Administration, 400 7th Street SW., Room 7300B, Washington, DC 20590; telephone: (202) 366-5746.

BTS - David Mednick, 400 7th Street SW., Room 3430, Washington, DC 20590; telephone: (202) 366-8871.

OST - Neil Eisner, Office of Regulation and Enforcement, 400 7th Street SW., Room 10424, Washington, DC 20590; telephone: (202) 366-4723.

Appendix C - Public Rulemaking Dockets

The following is a list of Rule Docket locations for the various operating administrations where the public may review regulatory dockets and hand-deliver comments on advance notices and notices of proposed rulemaking:

USCG - Marine Safety Council, 2100 2nd Street SW., Room 3406, Washington, DC 20593. Working Hours: 8:00-3:00 (Monday-Friday).

FAA - Rules Docket (AGC-10), Office of Chief Counsel, Regulations and Enforcement Division, 800 Independence Avenue SW., Room 915G, Washington, DC 20591. Working Hours: 8:30-5:00.

FHWA - Docket Room, 400 7th Street SW., Room 4232, Washington, DC 20590. Working Hours: 8:30-3:30.

FRA - Docket Clerk, 400 7th Street SW., Room 8201, Washington, DC 20590. Working Hours: 8:30-5:00.

NHTSA - Docket Room, 400 7th Street SW., Room 5109, Washington, DC 20590. Working Hours: 9:30-4:00.

FTA - Docket Branch, 400 7th Street SW., Room Pl. 401, Washington, DC 20590. Working Hours: 8:30-5:00.

SLSDC - 400 7th Street SW., Room 5424, Washington, DC 20590. Working Hours: 8:15-4:45.

BTS - 400 7th Street SW., Room Pl. 401, Washington, DC 20590. Working Hours: 9:00-5:00.

RSPA - Docket Branch, 400 7th Street SW., Room 8421, Washington, DC 20590. Working Hours: 8:30-5:00.

MARAD - Docket Clerk, 400 7th Street SW., Room 7300, Washington, DC 20590. Working Hours: 8:30-5:00.

OST - Docket Branch, 400 7th Street SW., Room Pl. 401, Washington, DC 20590. Working Hours: 9:00-5:00.

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2209	+Commercial Space Transportation: Financial Responsibility Requirements for Licensed Launch Activities	2105-AA26
2210	+Proposed Policy on Peak Period Pricing of Airport Landing Fees	2105-AB63
2211	+Passenger Manifest Information	2105-AB78
2212	+Licensing Commercial Space Launch Activities (Reg Plan Seq. No. 85)	2105-AB85
2213	Use of Direct Final Rulemaking	2105-AC11
2214	Governmentwide Debarment and Suspension (Nonprocurement) and Requirements for Drug-Free Workplace (Grants)	2105-AC24
2215	Air Carrier Access Act: Miscellaneous Amendments	2105-AC28
2216	Use of Oxygen by Air Carrier Passengers	2105-AC29
2217	Data Collection and Prohibition Against Marketing	2105-AC30
2218	Coast Guard Board for Correction of Military Records: Procedural Regulation	2105-AC31

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.
+ DOT-designated significant regulation.

Office of the Secretary—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2219	Direct Air Carrier Responsibility for Returning Stranded Charter Passengers	2105-AA40
2220	Air Travelers: Age Discrimination	2105-AA45
2221	Direct Flights	2105-AA73
2222	Diversion of Flights Within a Metropolitan Area	2105-AA78
2223	Simplified Aviation Exemption Procedures	2105-AA82
2224	Simplified Airline Counter-Sign Notices	2105-AA88
2225	+Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments ..	2105-AB46
2226	+New Restrictions on Lobbying	2105-AB57
2227	Smoking Aboard Aircraft	2105-AB58
2228	+Nondiscrimination on the Basis of Handicap in Air Travel (Air Carrier Access Act)	2105-AB61
2229	+Nondiscrimination on the Basis of Handicap in Federally Assisted Programs and in Air Travel (Air Carrier Access Act)	2105-AB62

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Office of the Secretary—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2230	Aviation Charter Rules	2105-AB91
2231	+Disadvantaged Business Enterprise (DBE) Regulation; General Update	2105-AB92
2232	+Participation by Disadvantaged Business Enterprises in Airport Concessions	2105-AB99
2233	Uniform Administrative Requirements for Grants and Agreements With Institutions of Higher Education, Hospitals, and Other Nonprofit Organizations	2105-AC02
2234	+Transportation for Individuals With Disabilities (Accessibility Guidelines)	2105-AC06
2235	Domestic Baggage Liability	2105-AC07
2236	Exemption from Property Tariff-Filing Requirements	2105-AC09
2237	Disclosure of Code-Sharing Arrangements and Long-Term Wet Leases	2105-AC10
2238	+Transportation for Individuals With Disabilities (Misc. Amendments)	2105-AC13
2239	Disinsection of Aircraft	2105-AC14
2240	Disclosure of Change-of-Gauge Services	2105-AC17
2241	+Great Lakes Pilotage Rate Methodology	2105-AC21
2242	Procedures for Transportation Workplace Drug and Alcohol Testing: Shy Bladder and Other Clarifications	2105-AC22
2243	Electronic Filing of International Air Passenger Service Rules	2105-AC23
2244	Nonprocurement Debarment and Suspension	2105-AC25
2245	Revised Filing Procedures for OST Docket	2105-AC26
2246	Administrative and Editorial Corrections to Acquisition Regulations	2105-AC32

+ DOT-designated significant regulation.

Office of the Secretary—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2247	Nondiscrimination on the Basis of Age in DOT Financial Assistance Programs	2105-AA09
2248	Policy Statement on Airline Preemption	2105-AA46
2249	Baggage Liability Notices in International Air Transportation	2105-AA84
2250	Price Advertising	2105-AB25
2251	+Statement of Enforcement Policy on Rebating	2105-AB39
2252	+Price Advertising	2105-AB50
2253	+Procedures for Transportation Workplace Drug-Testing Programs (Miscellaneous Amendments)	2105-AB71
2254	Implementation of Amendments to the Equal Access to Justice Act	2105-AB73
2255	+Accessibility of Passenger Vessels to Individuals With Disabilities	2105-AB87
2256	+Transportation for Individuals With Disabilities (Over the Road Buses)	2105-AC00

+ DOT-designated significant regulation.

Office of the Secretary—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2257	+Nondiscrimination on the Basis of Handicap in Air Travel (Air Carrier Access Act)	2105-AB60
2258	+Procedures for Transportation Workplace Drug- and Alcohol-Testing Programs (Blood Testing)	2105-AB95
2259	+Limit of Liability for Deepwater Ports	2105-AC01
2260	Privacy Act Exemptions	2105-AC05
2261	Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments	2105-AC12
2262	+Statement of United States International Air Transportation Policy	2105-AC19
2263	Procedures for Transportation Workplace Drug and Alcohol Testing Programs (Nonevidential Alcohol Screening Devices)	2105-AC20
2264	Aviation Economic Rules	2105-AC27

+ DOT-designated significant regulation.

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U.S. Coast Guard—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2265	+Facility Response Plans for Hazardous Substances (CGD 94-048) (Reg Plan Seq. No. 86)	2115-AE87
2266	+Tank Vessel Response Plans for Hazardous Substances (CGD 94-032) (Reg Plan Seq. No. 87)	2115-AE88
2267	U.S. ATON Systems: Western Rivers Marking System and Private Aids to Navigation (CGD 94-091)	2115-AF14
2268	ATON on Artificial Islands and Fixed Structures (CGD 95-052)	2115-AF15
2269	Regattas and Marine Parades: Permit Application Requirements (CGD 95-054)	2115-AF17

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.
 + DOT-designated significant regulation.

U.S. Coast Guard—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2270	Regattas and Marine Parades (CGD 87-087)	2115-AC84
2271	Tank Level or Pressure Monitoring Devices (CGD 90-071)	2115-AD69
2272	+Security for Passenger Vessels and Passenger Terminals (CGD 91-012)	2115-AD75
2273	Suspension and Revocation of Licenses, Certificates of Registry, and Merchant Mariners' Documents (CGD 94-101)	2115-AD94
2274	Reporting Marine Casualties (CGD 91-216)	2115-AD98
2275	+Structural and Operational Measures To Reduce Oil Spills From Existing Tank Vessels Without Double Hulls (CGD 91-045) (Reg Plan Seq. No. 88)	2115-AE01
2276	+User Fees for Approvals of Equipment, Laboratories, and Servicing Facilities (CGD 92-013)	2115-AE18
2277	Handling of Explosives or Other Dangerous Cargoes Within or Contiguous to Waterfront Facilities (CGD 92-026) ..	2115-AE22
2278	Amendments to Hull Identification Number Regulations and New Requirements for Certificates of Origin (CGD 92-065)	2115-AE37
2279	+Escort Vessels in Certain U.S. Waters (91-202a)	2115-AE56
2280	Approval of Inflatable Personal Flotation Devices (PFDs) for Recreational Boaters (CGD 93-055)	2115-AE58
2281	Amendment to 46 CFR 14: Revise Recordkeeping of Shipping Articles and Certificates of Discharge (CGD 94-004)	2115-AE72
2282	Inland Waterways Navigation Regulations; Wrangell Narrows, AK (CGD 94-026)	2115-AE78
2283	Navigation Safety Equipment for Towing Vessels (CGD 94-020)	2115-AE91
2284	Programs for Chemical Drug and Alcohol Testing of Commercial Vessel Personnel: Removal of Foreign Implementation Date (CGD 95-011)	2115-AF02
2285	Adoption of Industry Standards (CGD 95-027)	2115-AF09
2286	Identification and Removal of Obsolete and Unnecessary Regulations (CGD 95-028)	2115-AF10
2287	Numbering of Undocumented Barges (CGD 93-091)	2115-AF13
2288	Advance Notice of Arrivals, Departures, and Certain Dangerous Cargoes (CGD 94-089)	2115-AF19

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.
 + DOT-designated significant regulation.

U.S. Coast Guard—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2289	Tankermen (CGD 79-116)	2115-AA03
2290	+Offshore Supply Vessel Regulations (CGD 82-004 & CGD 86-074)	2115-AA77
2291	+Lifesaving Equipment—Implementation of 1983 Amendments to SOLAS 1974 (CGD 84-069)	2115-AB72
2292	Training in the Use of Automatic Radar Plotting Aids (ARPA) (CGD 85-089)	2115-AB99
2293	+Small Passenger Vessel Inspection and Certification (CGD 85-080)	2115-AC22
2294	Revision to Inflatable Life raft Approval: SOLAS 74/83 (CGD 85-205)	2115-AC51
2295	+Implementation of the Commercial Fishing-Industry Vessel Safety Act (CGD 88-079)	2115-AD12
2296	Vessel Identification System (CGD 89-050)	2115-AD35
2297	+Financial Responsibility for Water Pollution (Vessels) (CGD 91-005)	2115-AD76
2298	+Tank Vessel Response Plans (CGD 91-034)	2115-AD81
2299	+Facility Response Plans (CGD 91-036)	2115-AD82
2300	Criminal Record Reviews and Access to the National Driver Register (CGD 91-212)	2115-AD93
2301	New York Vessel Traffic Service (CGD 92-052)	2115-AE36

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U.S. Coast Guard—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2302	Inland Navigation Rules; Lighting Provisions (CGD 94-011)	2115-AE71
2303	Revision of Damage Stability Requirements for New Passenger Ship Designs (CGD 94-010)	2115-AE75
2304	Aleutian Trade Act (CGD 94-025)	2115-AE77
2305	+Vessel Rebuild Determinations (CGD 94-040)	2115-AE85
2306	Radar-Observer Endorsement for Operators of Uninspected Towing Vessels (CGD 94-041)	2115-AE92
2307	Modernization of Examination Methods (CGD 94-029)	2115-AE94
2308	Recreational Inflatable Personal Flotation Device Standards (CGD 94-110)	2115-AE96
2309	Alternate Compliance Via Recognized Classification Society and U.S. Supplement to Rules (CGD 95-010)	2115-AF11
2310	International Navigation Rules (CGD 95-053)	2115-AF16
2311	Recreational Vessel Fees (CGD 95-055)	2115-AF18

+ DOT-designated significant regulation.

U.S. Coast Guard—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2312	Safety/Security Zone Regulations	2115-AA97
2313	Anchorage Area Regulations	2115-AA98
2314	Permits for the Transportation of Municipal and Commercial Wastes (CGD 89-014)	2115-AD23
2315	+Discharge-Removal Equipment for Vessels Carrying Oil (CGD 90-068)	2115-AD66
2316	+Overfill Devices (CGD 90-071a)	2115-AD87
2317	Claims Procedures Under the Oil Pollution Act of 1990 (CGD 91-035)	2115-AD90
2318	+Escort Vessels for Certain Tankers (CGD 91-202)	2115-AE10
2319	+State Access to the Oil Spill Liability Trust Fund (CGD 92-014)	2115-AE19
2320	+Federal Agency Access to the Oil Spill Liability Trust Fund (CGD 92-074)	2115-AE34
2321	Regatta Regulations	2115-AE46
2322	Drawbridge Regulations	2115-AE47
2323	Facilities Transferring Oil and Hazardous Material in Bulk (CGD 93-056)	2115-AE59
2324	Notice of Hazardous Conditions (CGD 94-027)	2115-AE82
2325	Regulated Navigation Areas	2115-AE84
2326	Immediate Reporting of Casualties (CGD 94-030)	2115-AE89

+ DOT-designated significant regulation.

U.S. Coast Guard—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2327	Fixed Fire-Extinguishing Systems on Uninspected Vessels (CGD 74-284)	2115-AA08
2328	Safety Standards for New Self-Propelled Vessels Carrying Bulk Liquefied Gases (82-058)	2115-AA95
2329	Incorporation of Amendments to the International Convention for Safety of Life at Sea, 1974 (83-043)	2115-AB41
2330	+Licensing of Pilots—Manning of Vessels (CGD 84-060)	2115-AB67
2331	Emergency Position Indicating Radio Beacons (EPIRBs) and Visual Distress Signals for Uninspected Vessels (CGD 87-016)	2115-AC69
2332	Requirements for Marine Terminals Transferring Bulk Liquefied Hazardous Gases (CGD 88-049)	2115-AD06
2333	Regulated Navigation Area: Puget Sound and Strait of Juan de Fuca, WA; Grays Harbor, WA; Columbia River and Willamette River, OR; Yaquina Bay, OR; Umpqua River, OR; Coos Bay, OR (13-90-28)	2115-AE06
2334	Alteration of Obstructive Bridges (CGD 91-063)	2115-AE15
2335	Federal Pilotage Requirement for Foreign Trade Vessels (CGD 92-061)	2115-AE28
2336	Prince William Sound Automated Dependent Surveillance System Incorporation by Reference (93-022)	2115-AE41
2337	Regulated Navigation Area: Oliver Lock and Dam; Black Warrior River—MM 338(08-93-027)	2115-AE79
2338	Regulated Navigation Area: Mississippi River, Miles 88 to 240 Above Head of Passes (08-94-006)	2115-AE81
2339	+Establishment of Lightering Zones (CGD 93-081)	2115-AE90
2340	Pollution Prevention: MARPOL Special Areas (CGD 94-056)	2115-AE97
2341	Facsimile Filing of Commercial Instruments Related to Vessel Documentation (CGD 94-070)	2115-AE98
2342	Coast Guard Rulemaking Procedures (CGD 94-105)	2115-AE99

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U.S. Coast Guard—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2343	Temporary Speed Limits for the St. Marys River (09-94-036)	2115-AF01
2344	Removal of Obsolete and Unnecessary Regulations (CGD 95-012)	2115-AF03
2345	Amendment to Inland Waterways Navigation Regulations Establishing Speed Limits on Connecting Waters From Lake Huron to Lake Erie (09-95-002)	2115-AF04
2346	Centralization of Vessel Documentation Offices (CGD 95-014)	2115-AF05
2347	Obsolete Bulk Hazardous Materials (CGD 94-902)	2115-AF06
2348	Bulk Hazardous Materials (CGD 95-900)	2115-AF07
2349	Noxious Liquid Substances (CGD 95-901)	2115-AF08
2350	National Vessel Traffic Services Regulations (CGD 95-033)	2115-AF12
2351	Clarification of Coast Guard Rulemaking Procedures (CGD 95-057)	2115-AF20
2352	Technical Amendments: Organizational Changes (CGD 95-072)	2115-AF21

+ DOT-designated significant regulation.

Federal Aviation Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2353	Objects Affecting Navigable Airspace	2120-AA09
2354	Airworthiness Standards; Crash-Resistant Fuel Systems	2120-AA57
2355	Review of Part 47, Aircraft Registration, and Part 49, Recording of Aircraft Titles and Security Documents	2120-AC17
2356	+Part 145 Review: Repair Stations	2120-AC38
2357	1-G Stalling Speed as a Basis for Compliance With Part 25 of the Federal Aviation Regulations	2120-AD40
2358	+Revision of Part 108, Airplane Operator Security	2120-AD45
2359	+Revision of Part 107, Airport Security	2120-AD46
2360	+Alternative Means of Compliance	2120-AD66
2361	+Cost of Services and Transfer of Fees to Part 187 From Parts 47, 49, 61, 63, 65, and 143	2120-AD91
2362	Visual Descent Points	2120-AE34
2363	+Reduced Altitude Separation	2120-AE51
2364	+Airport Land Use Compatibility Planning—Proposed Revisions	2120-AE64
2365	+Pilot, Flight Instructor, Ground Instructor, and Pilot School Certification Rules	2120-AE71
2366	+Mode S Transponder Requirement for Part 135 Operators	2120-AE81
2367	+Corrosion Control Program	2120-AE92
2368	Nashville, TN, Class B Airspace	2120-AE93
2369	Cincinnati, OH, Class B Airspace	2120-AE97
2370	Changes in Type Design of Helicopters	2120-AF10
2371	Orlando, FL, Class B Airspace	2120-AF17
2372	Raleigh/Durham, NC, Class B Airspace	2120-AF20
2373	+Revision of Emergency Evacuation Demonstration Procedures to Improve Participant Safety	2120-AF21
2374	Aviation Insurance	2120-AF23
2375	Normal Category Maximum Weight	2120-AF33
2376	+Controlled Rest on the Flight Deck	2120-AF54
2377	Proposed Modification of the Salt Lake City, UT, Class B Airspace	2120-AF56
2378	Proposed Modification of the Phoenix, AZ, Class B Airspace	2120-AF58
2379	+Flight Crewmember Duty Limitations and Rest Requirements	2120-AF63
2380	+Submission to Drug Tests	2120-AF64
2381	Type Certification Procedures for Changed Products	2120-AF68
2382	+Passenger Facility Charges	2120-AF69
2383	Revised Structural Loads Requirements for Transport Airplanes	2120-AF70
2384	Operational and Structural Difficulty Reports	2120-AF71
2385	Water and Hail Ingestion Standards	2120-AF75
2386	+Flight Data Recorders	2120-AF76
2387	Miscellaneous Cabin Safety Changes	2120-AF77
2388	Revision of Hydraulics Systems Airworthiness Standards to Harmonize with European Airworthiness Standards for Transport Category Airplanes	2120-AF79
2389	Bird Ingestion Standards	2120-AF84
2390	Two Approach Charts	2120-AF86
2391	Houston, Texas, Class B Airspace	2120-AF88

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Federal Aviation Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2392	Salt Lake City, Utah, Class B Airspace	2120-AF89

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Federal Aviation Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2393	Part 95 Instrument Flight Rules	2120-AA63
2394	Airworthiness Directives	2120-AA64
2395	Standard Instrument Approach Procedures	2120-AA65
2396	Airspace Actions	2120-AA66
2397	+Revision of Medical Standards and Certification Procedures	2120-AA70
2398	+Aircraft Flight Simulator Use in Pilot Training, Testing, and Checking and at Training Centers (Reg Plan Seq. No. 89)	2120-AA83
2399	+Improved Standards for Determining Rejected Takeoff and Landing Performance	2120-AB17
2400	Standards for Approval for High-Altitude Operation of Subsonic Transport Airplanes	2120-AB18
2401	Airworthiness Standards; Transport Category Rotorcraft Performance	2120-AB36
2402	Low Fuel Quantity Alerting System	2120-AB46
2403	Airworthiness Standards; Turboshaft Engine Rotor Burst Protection	2120-AB91
2404	+Passenger-Carrying and Cargo Air Operations for Compensation or Hire	2120-AC08
2405	+Flight Attendant Requirements	2120-AC32
2406	+Type and Number of Passenger Emergency Exits Required in Transport Category Airplanes	2120-AC43
2407	+Improved Survival Equipment for Inadvertent Water Landings	2120-AC72
2408	+Air Carrier Training Programs	2120-AC79
2409	+Retrofit of Improved Seats in Air Carrier Transport Category Airplanes	2120-AC84
2410	+Drug Enforcement Assistance	2120-AD16
2411	Airworthiness Standards: Aircraft Engines; Proposal for New One-Engine-Inoperative Ratings, Definitions, and Type Certification Standards	2120-AD21
2412	+Airworthiness Standards; Occupant Protection Standards for Commuter Category Airplanes	2120-AD27
2413	Airplane Engine Cowling Retention	2120-AD34
2414	+Fatigue Evaluation of Structure	2120-AD42
2415	Allowable Carbon Dioxide Concentration in Transport Category Airplane Cabins	2120-AD47
2416	Protective Breathing Equipment; Cargo-Only Airplanes	2120-AD74
2417	Type Certificates for Some Surplus Aircraft of the Armed Forces	2120-AE41
2418	+Aging Aircraft Safety	2120-AE42
2419	+JAR/FAR Harmonization Initiatives—Systems and Equipment	2120-AE59
2420	+JAR/FAR Harmonization Initiatives—Propulsion	2120-AE60
2421	+Airworthiness Standards: Flight Rules Based on European Joint Aviation Requirements (Reg Plan Seq. No. 90)	2120-AE61
2422	+JAR/FAR Harmonization Initiatives—Airframe	2120-AE62
2423	+Aircraft Ground Deicing and Anti-Icing Program	2120-AE70
2424	+Civil Penalty Assessment Procedures	2120-AE84
2425	Accelerated Stalls in Commuter Category Airplanes	2120-AE86
2426	Manned Free Balloons	2120-AE87
2427	Occupant Protection in Normal and Transport Category Rotorcraft	2120-AE88
2428	+Revised Access to Type III Exits	2120-AF01
2429	+Training and Checking in Ground Icing Conditions	2120-AF09
2430	Extended Overwater Operations With a Single High-Frequency Communication System (HF) and a Single Long-Range Navigation System (LRNS)	2120-AF12
2431	Los Angeles, CA, Class B Airspace	2120-AF16
2432	Minimum Altitudes for the Use of an Autopilot	2120-AF19
2433	Advanced Simulation Plan Revisions	2120-AF29
2434	+Suspension of Certain Aircraft Operations From the Transponder With Automatic Pressure Altitude Reporting Capability Requirement	2120-AF30
2435	Notification to ATC of Deviations from ATC Clearance and Instructions in Response to Traffic Alert and Collision Avoidance System Resolution Advisories	2120-AF35
2436	Powerplant Instruments; Fuel Pressure Indication	2120-AF41
2437	+Procedures for Complaints Involving Federally-Assisted Airports	2120-AF43

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Federal Aviation Administration—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2438	Sensitive Security Information	2120-AF49
2439	+Child Restraint Systems	2120-AF52
2440	Direct Final Rulemaking Procedure	2120-AF55
2441	Windmilling and Rotor Blocking Tests; and Vibration Tests	2120-AF57
2442	+Commuter Operations and General Certification and Operations Requirements (Reg Plan Seq. No. 91)	2120-AF62
2443	Rotorcraft Regulatory Changes Based on European Joint Airworthiness Requirements Proposals	2120-AF65
2444	+Policy Regarding Airport Rates and Charges	2120-AF90

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.
 + DOT-designated significant regulation.

Federal Aviation Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2445	+Fuel System Vent Fire Protection	2120-AA49
2446	Miscellaneous Amendments	2120-AA50
2447	Aircraft Engines: Fuel and Induction Systems	2120-AB76
2448	Installation of Crashworthy Fuselage Fuel Tanks and Fuel Lines	2120-AC87
2449	+Sole Radio Navigation System; Minimum Standards for Certification	2120-AD26
2450	+Child Restraint Systems	2120-AD90
2451	Persons Authorized To Perform Maintenance, Preventive Maintenance, Rebuilding, and Alterations	2120-AE57
2452	+Anti-Drug and Alcohol Misuse Prevention Programs for Employees of Foreign Air Carriers Engaged in Specified Aviation Activities	2120-AE79
2453	Stage 2 Airplane Operations in Hawaii	2120-AE83
2454	Niagara Falls	2120-AE95
2455	Flight Attendant English Language Proficiency	2120-AE98
2456	Flight Operational Quality Assurance Program	2120-AF04
2457	+Sightseeing Operations	2120-AF07
2458	Simulator Instructor—Medical Certificates	2120-AF08
2459	Tampa, FL, Class B Airspace	2120-AF18
2460	Revision of Certification Requirements: Mechanics and Repairmen	2120-AF22
2461	Revised Discrete Gust Load Design Requirement; Transport Category Airplanes	2120-AF27
2462	+Operations of Jet Aircraft in Commuter Slots at LaGuardia Airport and John F. Kennedy International Airport	2120-AF31
2463	Streamlined Enforcement Process Test Program	2120-AF36
2464	+Overflights of Units of the National Park System	2120-AF46
2465	+Mountain Flying	2120-AF67
2466	Bird Strike	2120-AF80
2467	Repair Assessment for Pressurized Fuselages	2120-AF81
2468	Revision of Gate Requirements for High-Lift Device Controls	2120-AF82
2469	Braked Roll Conditions	2120-AF83

+ DOT-designated significant regulation.

Federal Aviation Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2470	Composite Propellers	2120-AB05
2471	+Elimination of Airport Delays	2120-AB42
2472	Maintenance Recordkeeping Requirements	2120-AD25
2473	High Intensity Radiated Fields Protection Standards for Aircraft Electrical and Electronic Systems	2120-AD32
2474	+Fatigue Test Requirements for Aging Aircraft	2120-AD43
2475	+Pilot Operating and Experience Requirements	2120-AD88
2476	+Unescorted Access Privilege	2120-AE14
2477	Access Into the Cockpit	2120-AE35
2478	Airport Runway Incursion	2120-AE38
2479	Non-Federal Navigation Facilities	2120-AE54

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Federal Aviation Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2480	Amend Part 34: Fuel Venting and Exhaust Emission Requirements for Turbine Engine-Powered Airplanes	2120-AE55
2481	Communication Systems: Removal of Fee Provisions	2120-AE68
2482	Fees for Certification Services and Approvals Performed Outside the United States	2120-AE72
2483	State Block Grant Program	2120-AE90
2484	High Density Airports; Slot Use and Loss Requirements	2120-AE94
2485	Advanced Qualification Program	2120-AF00
2486	Alteration of the Charlotte Class B Airspace Area; North Carolina	2120-AF02
2487	Revision of Certain Flight Airworthiness Standards to Harmonize With European Airworthiness Standards for Transport Category Airplanes	2120-AF25
2488	Special Flight Rules in the Vicinity of the Grand Canyon National Park	2120-AF60
2489	+Air Tour Sightseeing Operations	2120-AF61
2490	Prohibition Against Certain Flights Between the United States and the Republic of Yugoslavia (SFAR 66-2)	2120-AF72
2491	Certification and Operating Requirements SFAR 38-2	2120-AF73
2492	Prohibition Against Certain Flights Within the Territory and Airspace of Afghanistan(SFAR 67)	2120-AF74
2493	Prohibition Against Certain Flights Between the United States and the Republic of Libya (SFAR 65-1)	2120-AF85
2494	Prohibition Against Certain Flights Between the United States and the Republic of Iraq (SFAR 61-2)	2120-AF87

+ DOT-designated significant regulation.

Federal Highway Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2495	Acquisition of Real Property for Rights-of-Way	2125-AC17
2496	Highway Beautification	2125-AD24
2497	+Advanced Technology in Commercial Motor Vehicle Operations (Reg Plan Seq. No. 92)	2125-AD65

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

+ DOT-designated significant regulation.

Federal Highway Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2498	Truck Length and Width Exclusive Devices	2125-AC30
2499	Periodic Inspection Requirements	2125-AC47
2500	Commercial Learner Permits and CDL Effectiveness	2125-AC54
2501	Revision of Medical Examination Form and Procedures	2125-AC63
2502	+Safety Fitness Procedures; Safety Ratings	2125-AC71
2503	Minimum Training Requirements for Operators and Training Instructors of Multiple Trailer Combination Vehicles	2125-AC92
2504	+Commercial Driver Physical Fitness as Part of the CDL Process	2125-AD20
2505	+Department of Transportation (FHWA, FTA, and FRA) Environmental Impact and Related Procedures	2125-AD32
2506	Parts and Accessories Necessary for Safe Operation; General Amendments	2125-AD40
2507	Parts and Accessories Necessary for Safe Operation; Manufactured Home Tires	2125-AD41
2508	Antilock Brake Systems	2125-AD42
2509	Maximum Driving and Off-Duty Time; Hours of Service for Farmers and Retail Farm Suppliers	2125-AD44
2510	+Federal Motor Carrier Safety Regulations; General; Motor Vehicle Marking	2125-AD49
2511	+Hours of Service of Drivers; Supporting Document Recordkeeping	2125-AD52
2512	Federal Aid Project Agreement and Contract Procedures	2125-AD58
2513	Emergency Relief Program	2125-AD60
2514	Rules of Practice for Motor Carrier Proceedings; Investigations; Disqualifications and Penalties	2125-AD64

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Federal Highway Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2515	Equal Employment Opportunity on Federal and Federal-Aid Construction Contracts (Including Supportive Services); Report Requirements	2125-AB15
2516	+Management and Monitoring Systems	2125-AC97
2517	+Training for Entry-Level Drivers of Commercial Motor Vehicles	2125-AD05
2518	+Value Engineering	2125-AD33
2519	Design Standards for Highways; A Policy on Geometric Design of Highways and Streets; Design and Construction Criteria	2125-AD38
2520	Federal Aid Project Authorization	2125-AD43
2521	Commercial Driver's License Program and Controlled Substances and Alcohol Use and Testing	2125-AD46
2522	Private Motor Carriers of Passengers: Technical Amendments	2125-AD54
2523	National Standards for Traffic Control Devices; Revision of the Manual on Uniform Traffic Control Devices	2125-AD57
2524	General Material Requirements; Warranty Clauses	2125-AD61
2525	Certification Acceptance	2125-AD62
2526	National Standards for Traffic Control Devices; Metric Conversion	2125-AD63

+ DOT-designated significant regulation.

Federal Highway Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2527	+Qualification of Drivers; Diabetes	2125-AB91
2528	+Commercial Driver's License Standards; Biometric Identifier	2125-AC24
2529	+Federal Motor Carrier Safety Regulations; General; Periodic Registration Requirements for Motor Carriers	2125-AC28
2530	Certification of Size and Weight Enforcement	2125-AC60
2531	+Qualification of Drivers; Vision	2125-AC62
2532	Parts and Accessories Necessary for Safe Operation: Intermodal Cargo Containers	2125-AC74
2533	+Federal Motor Carrier Safety Regulations; General Transportation of Hazardous Materials	2125-AC78
2534	Transportation of Hazardous Materials; Routing of Class 7 (Radioactive) Materials; Preemption Determinations	2125-AD00
2535	+Qualifications of Drivers: Hearing Deficiencies	2125-AD22
2536	Parts and Accessories Necessary for Safe Operation; Sleeper Berths on Motor Coaches	2125-AD25
2537	Parts and Accessories Necessary for Safe Operation; Lighting Devices, Reflectors, and Electrical Equipment	2125-AD27
2538	Motor Carrier Safety Assistance Program (MCSAP) Allocation Formula	2125-AD30
2539	National Standards for Traffic Control Devices; Temporary Traffic Signals	2125-AD45
2540	Zero-Base Review of the Federal Motor Carrier Safety Regulations; Technical Corrections	2125-AD55
2541	Advanced Construction of Federal Aid Projects	2125-AD59

+ DOT-designated significant regulation.

Federal Highway Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2542	+Controlled Substances and Alcohol Use and Testing; Foreign-Based Motor Carriers and Drivers	2125-AD11
2543	Utility Relocations, Adjustments, and Reimbursement	2125-AD31
2544	+Qualification of Drivers; Epilepsy	2125-AD34
2545	Quality Assurance Procedures for Construction	2125-AD35
2546	Parts and Accessories Necessary for Safe Operation: Automatic Brake Adjusters and Brake Adjustment Indicators	2125-AD37
2547	Accident Recordkeeping Requirements	2125-AD51
2548	Truck Size and Weight; Restrictions on Longer Combination Vehicles and Vehicles With Two or More Cargo-Carrying Units	2125-AD53

+ DOT-designated significant regulation.

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National Highway Traffic Safety Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2549	Review: Lamps, Reflective Devices, and Associated Equipment	2127-AB76
2550	Review: Odometer Fraud	2127-AF53
2551	Theft Prevention—5-Year Report to Congress	2127-AF55
2552	Safety Belt Anchorages: Harmonization and Owner's Manual Requirements	2127-AF68
2553	Current and Future State of the Art Innovation for Accelerator Controls	2127-AF76
2554	Specifications for Content of Aluminum Alloys	2127-AF79
2555	Rescind Controls and Displays	2127-AF86
2556	Rescind Windshield Defrosting and Defogging Systems	2127-AF87
2557	Rescind Windshield Wiping and Washing Systems	2127-AF88

National Highway Traffic Safety Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2558	Procedures for Considering Environmental Impacts	2127-AB79
2559	+Light Truck Average Fuel Economy Standards for MYs After 1997	2127-AF16
2560	Upgrade Performance Requirements	2127-AF36
2561	Driving Range Determination for Dual Fuel Electric Passenger Automobiles	2127-AF37
2562	Test Device Placement	2127-AF40
2563	Conversion of Vehicles to Compressed Natural Gas	2127-AF50
2564	Theft Data for Calendar Year 1994	2127-AF57
2565	Combine Vehicle Identification Requirements	2127-AF69
2566	Remove Obsolete Requirements for Head Restraints	2127-AF70
2567	Automatic Drain Valve for Air Reservoir Tanks	2127-AF72
2568	Regulatory Negotiation for Visual Headlamp Aimability Requirements	2127-AF73
2569	Alternative Geometric Visibility Requirements for Lamps	2127-AF75
2570	Rescission of Warning Devices	2127-AF77
2571	Alternative Motorcycle Headlamp Performance Requirements	2127-AF78
2572	Rescission of Non-Pneumatic Spare Tire Requirements	2127-AF80
2573	Truck Camper Loading	2127-AF81
2574	Power-Operated Windows: Roof Panels	2127-AF83
2575	Phase-in Requirements for Side Impact Protection	2127-AF84
2576	Energy-Absorbing Sun-Visors	2127-AF85
2577	Sealed Beam Headlamps	2127-AF89
2578	Rescind Headlamp Concealment Devices	2127-AF90
2579	Insurer Reporting Requirements for October 1996	2127-AF92
2580	National Minimum Drinking Age Act	2127-AF95
2581	Automotive Fuel Economy Reports	2127-AG00
2582	Exemption From Rearward Displacement Requirements	2127-AG01
2583	Whip Resistance Test for Brake Hoses	2127-AG02

+ DOT-designated significant regulation.

National Highway Traffic Safety Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2584	+Truck Rear Underride Protection	2127-AA43
2585	+Flammability of Interior Materials - School Buses	2127-AA44
2586	+Reduce Head Injuries Due to Contact With Upper Vehicle Interior	2127-AB85
2587	+School Bus Body Joint Strength	2127-AC19
2588	Fuel Spillage	2127-AC62
2589	+Rollover Protection	2127-AC64
2590	Brake Lining	2127-AC66
2591	Incentive Grant Criteria for Drunk-Driving-Prevention Programs (Section 410)	2127-AD01
2592	+Wheelchair Lifts	2127-AD50

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Federal Highway Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2593	Issuance, Amendment, and Revocation of Rules: Procedural Regulations	2127-AD78
2594	Dynamic Testing of Light Trucks and Vans for Side Impact	2127-AE49
2595	Radiator Safety Cap	2127-AE59
2596	Miniature and Nonfilament Light Sources	2127-AE97
2597	Redefine Replaceable Bulb Headlamps	2127-AF00
2598	Test Dummies and Requirements for Testing Child Restraint Systems	2127-AF02
2599	+Uniform Tire Quality Grading	2127-AF17
2600	Equivalent Measurements for Gaseous Fuels	2127-AF18
2601	Materials Used in Tests	2127-AF22
2602	Rigid Plastics in Windows	2127-AF28
2603	Improved Back Door Latch	2127-AF35
2604	Driving Range for Dual Energy and Natural Gas Dual Energy Passenger Automobiles	2127-AF38
2605	Increase Femur Flexion Motion of the Hybrid III Test Dummy	2127-AF41
2606	+Certification of Child Restraints for Use on Aircraft	2127-AF46
2607	Theft Data for Calendar Year 1993	2127-AF56
2608	Retroreflective Conspicuity System	2127-AF59
2609	Replaceable Light Source Information: Transfer of	2127-AF62
2610	Air Brake Systems; Air Compressor Cut-In Pressure	2127-AF63
2611	Relieving Design Restrictions to Accommodate New Light Sources	2127-AF65
2612	Seat Belt Exemption for Law Enforcement Vehicles	2127-AF66
2613	Colorfastness Requirements for Seatbelts	2127-AF67
2614	Rescind Standard for Unnecessary Design Restrictions: Wheel Nuts, Wheel Discs, and Hub Caps	2127-AF71
2615	Rescission of Reflecting Surfaces Requirements	2127-AF74
2616	State Highway Safety Pilot Program	2127-AF94
2617	+Motor Vehicle Content Labeling	2127-AG03

+ DOT-designated significant regulation.

National Highway Traffic Safety Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2618	+Crashworthiness Ratings	2127-AA03
2619	+Lighting Simplification—Potential Amendments on Long-Term Issues	2127-AB87
2620	+Film Transmittance of Glazing Materials	2127-AC85
2621	Seating Systems Performance	2127-AD08
2622	+Review: Passenger Car Front Seat Occupant Protection (Federal Motor Vehicle Safety Standard No. 208)	2127-AD82
2623	Seat Adjustment Position	2127-AE22
2624	Certification Requirements of Multistage Vehicles	2127-AE27
2625	+Extend Antilock Brake System to Passenger Cars	2127-AE47
2626	Consumer Information Regulation - Vehicle Stopping Distance	2127-AE61
2627	Review: Passenger-Car Back Seat Occupant Protection	2127-AE95
2628	Tires on New Trailers	2127-AF05
2629	Compressed Natural Gas (CNG) Fuel Containers	2127-AF14
2630	Compressed Natural Gas (CNG)	2127-AF29
2631	Electric Vehicle Safety	2127-AF43
2632	Cylinder Requirements	2127-AF51
2633	+Review: Side Impact Protection	2127-AF54
2634	Voluntarily-Installed Shoulder Belts	2127-AF91
2635	Heavy Duty Vehicle Brake Systems	2127-AF96
2636	Air Brake Systems: Stopping-Distance Performance	2127-AF97
2637	Antilock Warning Signals	2127-AF98
2638	Stopping Distance Performance Requirements	2127-AF99

+ DOT-designated significant regulation.

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National Highway Traffic Safety Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2639	Standard 105; Hydraulic Brake	2127-AC94
2640	Review: Glass-Plastic Windshields	2127-AD29
2641	Rulemaking To Delete "Due Care" Provisions From the Occupant Crash Protection Standard	2127-AD54
2642	Emergency Exit Requirements for Non-School Buses	2127-AE25
2643	Referee Material	2127-AE58
2644	Bus Window Emergency Exit	2127-AE62
2645	Standardized Display of Certification Labels	2127-AE71
2646	Lateral Performance Requirements for Fuel System Integrity	2127-AE83
2647	Uniform Guidelines for State Highway Safety Programs	2127-AE90
2648	Insurer Reporting Requirements for October 1995	2127-AE94
2649	Test Procedures for Transmission and Key Locking Requirements	2127-AE99
2650	Air-Over-Hydraulic Brake System	2127-AF01
2651	Heavy Vehicle Burnish Procedures	2127-AF13
2652	Pneumatic Timing and Balance for Trailer Brake Systems	2127-AF23
2653	Fractional Balance Headlamp Aim	2127-AF24
2654	+Manual Cutoff Switches for Air Bags	2127-AF30
2655	Alternative Zonal Photometric Requirements for Center High-Mounted Stop Lamps (CHMSL)	2127-AF45
2656	Fuel System Containers for Compressed Natural Gas Vehicles	2127-AF47
2657	Riding in Cargo Bed of Pickup Trucks	2127-AF49
2658	High Theft Lines for Model Year 1996	2127-AF58
2659	Child Booster Seats	2127-AF61
2660	Consumer Information Regulation: Fees for Course Monitoring Tires and for Use of Traction Skid Pads	2127-AF64
2661	Brake Harmonization	2127-AF82
2662	Drug Offender's Driver's License Suspension: Technical Amendment	2127-AF93

+ DOT-designated significant regulation.

Federal Railroad Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2663	Qualification and Certification of Locomotive Engineers	2130-AA74
2664	+Passenger Equipment Standards	2130-AA95
2665	+Rail Passenger Service: Emergency Preparedness	2130-AA96
2666	+Hours of Service Electronic Recordkeeping Project (Reg Plan Seq. No. 93)	2130-AB04

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

+ DOT-designated significant regulation.

Federal Railroad Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2667	Railroad Accident Reporting	2130-AA58
2668	Alcohol/Drug Regulations; Miscellaneous Technical Amendments and Corrections	2130-AA63
2669	+Whistle Bans at Highway-Rail Grade Crossings	2130-AA71
2670	+Track Safety Standards	2130-AA75
2671	Locomotive Conspicuity; Minimum Standards for Auxiliary External Lights	2130-AA80
2672	+Roadway Worker Protection	2130-AA86
2673	+Environmental Impact and Related Procedures (FRA, FTA, FHWA)	2130-AA93
2674	Statement of Policy Regarding Safety of Railroad Bridges	2130-AA99

+ DOT-designated significant regulation.

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Federal Railroad Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2675	Local Rail Freight Assistance to States	2130-AA60
2676	+Freight Car Safety Standards: Maintenance-of-Way Equipment	2130-AA68
2677	+Generic Standards for Corridors up to 160 MPH	2130-AA88

+ DOT-designated significant regulation.

Federal Railroad Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2678	+Power Brake Regulations; Miscellaneous Revisions	2130-AA73
2679	AMTRAK Waste Disposal	2130-AA84
2680	+Locomotive Crashworthiness and Working Conditions	2130-AA89
2681	Protection of Utility Employees	2130-AA90
2682	+Selection and Installation of Grade Crossing Warning Systems	2130-AA92
2683	+Radio Communication-Advanced Train Control System	2130-AA94
2684	Maintenance, Inspection, and Testing of Grade-Crossing Signal Systems	2130-AA97
2685	FRA Hazardous Materials Penalty Guidelines	2130-AB00
2686	Miscellaneous Amendments to Federal Railroad Regulations Pursuant to Regulatory Reform	2130-AB03

+ DOT-designated significant regulation.

Federal Railroad Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2687	Event Recorders	2130-AA87

Federal Transit Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2688	Buy America	2132-AA42
2689	+Department of Transportation (FTA, FRA, FHWA) Environmental Impact and Related Procedures	2132-AA43
2690	Transportation for the Elderly and Persons With Disabilities	2132-AA46

+ DOT-designated significant regulation.

Federal Transit Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2691	+Bus Testing	2132-AA30
2692	+State Responsibility for Fixed-Guideway System Safety	2132-AA39
2693	+Management and Monitoring Systems	2132-AA47
2694	+Temporary Local Match Waiver for Sections 9 and 18	2132-AA49

+ DOT-designated significant regulation.

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Federal Transit Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2695	+New Starts Criteria	2132-AA50

+ DOT-designated significant regulation.

Federal Transit Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2696	Prevention of Prohibited Drug Use in Transit Operations	2132-AA52
2697	Prevention of Alcohol Misuse in Transit Operations	2132-AA53

Research and Special Programs Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2698	Consolidation of Specifications for High-Pressure Seamless Cylinders and Rewrite of 49 CFR 173.34	2137-AA92
2699	DOT 3AL Aluminum Cylinders; Safety Problems	2137-AB51
2700	+Response Plans for Onshore Oil Pipelines	2137-AC30
2701	Underwater Abandoned Pipeline Facilities	2137-AC33
2702	Areas Unusually Sensitive To Environmental Damage	2137-AC34
2703	+Increased Inspection Requirements	2137-AC38
2704	+Emergency Flow-Restricting Devices (Reg Plan Seq. No. 94)	2137-AC39
2705	Periodic Amendments Regarding Hazardous Materials	2137-AC41
2706	Labeling Requirements for Poisonous Materials	2137-AC47
2707	Excess Flow Valve Customer Notification	2137-AC55
2708	Revision of Cylinder Qualification Requirements	2137-AC59
2709	Revision of Exemption, Approval, Registration, and Reporting Procedures	2137-AC63
2710	Retention of Shipping Papers	2137-AC64
2711	Pipeline Safety User Fees	2137-AC65
2712	Transportation of Hazardous Materials by Railroad; Miscellaneous Amendments	2137-AC66
2713	Applicability of the Hazardous Materials Regulations	2137-AC68
2714	Elimination of Unnecessary, Obsolete, and Duplicative Requirements	2137-AC69
2715	Ticketing Program for Hazardous Materials Violations	2137-AC70

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

+ DOT-designated significant regulation.

Research and Special Programs Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2716	+Hazardous Materials in Intrastate Commerce (Reg Plan Seq. No. 95)	2137-AB37
2717	+Qualification of Pipeline Personnel	2137-AB38
2718	+Maps and Records of Pipeline Location and Characteristics; Notification of State Agencies; Pipe Inventory	2137-AB48
2719	Determining the Extent of Corrosion on Exposed Gas Pipelines	2137-AB50
2720	Transportation of Hydrogen Sulfide by Pipeline	2137-AB63
2721	Passage of Internal Inspection Devices	2137-AB71
2722	+Improvements to Hazardous Materials Identification Systems	2137-AB75
2723	+Excess Flow Valve—Performance Standards	2137-AB97
2724	Tank Cars and Cargo Tank Motor Vehicles: Attendance Requirements	2137-AC24
2725	Regulatory Review: Administrative Practices, Reporting Pipeline Incidents, Gas Pipeline Standards, and Liquefied Natural Gas Facility Standards	2137-AC28
2726	+Oil Spill Prevention and Response Plans	2137-AC31
2727	Mandatory Participation in Qualified One-Call Systems by Pipeline Operators	2137-AC57
2728	Control of Drug Use in Liquefied Natural Gas and Hazardous Liquid Pipeline Operations	2137-AC67

DOT

Research and Special Programs Administration—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2729	Periodic Hazmat Regulations: Editorial Corrections	2137-AC72

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.
 + DOT-designated significant regulation.

Research and Special Programs Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2730	Quantity Limitations Aboard Aircraft	2137-AA85
2731	+Gas Gathering Line Definition	2137-AB15
2732	+Safeguarding Food From Contamination During Transportation	2137-AC00
2733	Design and Construction of Welded Breakout Tanks	2137-AC11
2734	+Regulatory Review: Gas Pipeline Safety Standards	2137-AC25
2735	Safety Permits—Shipper's Responsibility	2137-AC45
2736	Hazardous Liquid Gathering Line Definition	2137-AC52
2737	Regulated Gas and Hazardous Liquid Gathering Lines: Rural Areas	2137-AC53
2738	Permanent Underwater Inspections	2137-AC54
2739	Periodic Updates to Pipeline Safety Regulations	2137-AC74

+ DOT-designated significant regulation.

Research and Special Programs Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2740	Detection and Repair of Cracks, Pits, Corrosion, Lining Flaws, Thermal Detection Flaws, and Other Defects of Tank Car Tanks	2137-AB40
2741	Transportation Regulations; Compatibility with the International Atomic Energy Agency	2137-AB60
2742	+Crashworthiness Protection Requirements for Tank Cars	2137-AB89
2743	Customer-Owned Service Lines	2137-AC32
2744	+Infectious Substances	2137-AC36
2745	+Hazardous Materials Registration and Fee Assessment Program	2137-AC58
2746	Alternate Standards for Open-Head Fiber Drum Packaging	2137-AC62
2747	Hazardous Substances	2137-AC71

+ DOT-designated significant regulation.

Maritime Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2748	+Cargo Preference—U.S.-Flag Vessels: Uniform Contracting Requirements for Federal Program Participants	2133-AA95
2749	+Fair and Reasonable Rates: Bulk and Packaged Preference Cargoes	2133-AB19

+ DOT-designated significant regulation.

Maritime Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2750	+Obligation Guarantees: Program Administration	2133-AB14
2751	+Guideline Rates: Less-Than-Shipload Lots of Bulk Preference Cargoes on Liner Vessels	2133-AB16

+ DOT-designated significant regulation.

DOT

Maritime Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2752	+Cargo Preference—U.S.-Flag Vessels: Monitoring Shipments of Military Household Goods and Personal Effects .	2133-AB12
2753	Federal Port Controllers	2133-AB15
2754	+Cargo Preference—U.S.-Flag Vessels: Available U.S.-Flag Commercial Vessels	2133-AB17
2755	Disposal and Utilization of Surplus Federal Real Property for Development or Operation of Port Facilities	2133-AB18
2756	Removal of Obsolete Regulations	2133-AB20
2757	Seamen's Service Awards	2133-AB21
2758	Admission and Training of Midshipmen at the US Merchant Marine Academy	2133-AB22

+ DOT-designated significant regulation.

Bureau of Transportation Statistics—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2759	Modernizing the Passenger Origin-Destination Survey	2139-AA01

Bureau of Transportation Statistics—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2760	Amendments to the On-Time Disclosure Rule	2139-AA00

Bureau of Transportation Statistics—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2761	Review of Confidentiality Requirements for Schedule T-100 Domestic Market Data	2139-AA02

DEPARTMENT OF TRANSPORTATION (DOT)

Proposed Rule Stage

Office of the Secretary (OST)

2209. +COMMERCIAL SPACE TRANSPORTATION: FINANCIAL RESPONSIBILITY REQUIREMENTS FOR LICENSED LAUNCH ACTIVITIES

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 70101 to 70119

CFR Citation: None

Legal Deadline: None

Abstract: Persons authorized to conduct commercial launch activities by a license issued by the Office of

Commercial Space Transportation (OCST) are required to obtain insurance or demonstrate financial responsibility, in amounts and on terms prescribed by OCST, to protect against third-party or government property damage claims resulting from the licensed activities. Licensees and other launch participants are also required to enter into reciprocal waivers of claims arising out of licensed activities. In addition, persons engaged in commercial launch operations must provide proof of financial responsibility, or offer other assurances, adequate to protect the Government when its property or personnel are involved in such operations. This rulemaking codifies the procedures by which OCST sets appropriate levels and terms of

insurance and financial responsibility required to be carried by persons subject to its authority. This action is significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
ANPRM	05/07/85	50 FR 19280
ANPRM Comment Period End	07/08/85	
Public Meeting Notice and Request for Comments	10/13/94	59 FR 52020
Comment Period Extended to	12/05/94	59 FR 62359
	12/16/94	
NPRM	12/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

DOT—OST

Proposed Rule Stage

Analysis: Regulatory Evaluation

Additional Information: The rulemaking entitled Commercial Space Transportation: Reciprocal Waiver of Claims, RIN 2105-AB76, has been consolidated into this rulemaking.

Agency Contact: Esta Rosenberg, Attorney Advisor, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-9305

RIN: 2105-AA26

2210. +PROPOSED POLICY ON PEAK PERIOD PRICING OF AIRPORT LANDING FEES

Priority: Other Significant

Legal Authority: 49 USC 1301 et seq

CFR Citation: 14 CFR 399

Legal Deadline: None

Abstract: The Department proposes to establish a set of guidelines to encourage the voluntary development of peak and off-peak pricing systems for airport landing fees at congested U.S. airports. The guidelines would encourage the application of economic incentive to promote more efficient use of existing airport facilities, which would reduce congestion and delays. This policy statement is significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	03/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local

Analysis: Regulatory Evaluation

Agency Contact: Larry Phillips, Chief, Industry Economics and Finance Div., Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4382

RIN: 2105-AB63

2211. +PASSENGER MANIFEST INFORMATION

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 44909

CFR Citation: 14 CFR 243

Legal Deadline: Final, Statutory, March 16, 1991.

Abstract: In 1990, Congress mandated by statute that the Secretary of Transportation require all U.S. airlines to comply with a Passenger Manifest Collection Regulation for international flights. Comments were requested on the most cost-effective methods. Since that time, and as part of the President's Reinvention Initiative, DOT is recommending legislation to repeal this requirement because of the high costs and small benefits that would result. This rulemaking is considered significant because of substantial public interest and the congressional mandate.

Timetable:

Action	Date	FR Cite
ANPRM	01/31/91	56 FR 3810
ANPRM Correction	02/12/91	56 FR 5665
ANPRM Comment Period End	02/19/91	
NPRM	11/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: This entry was formerly titled Aviation Security: Passenger Manifest Information.

Agency Contact: Arnold Levine, Director, Office of International Transportation and Trade, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4368

RIN: 2105-AB78

2212. +LICENSING COMMERCIAL SPACE LAUNCH ACTIVITIES

Regulatory Plan: This entry is Seq. No. 85 in Part II of this issue of the Federal Register.

RIN: 2105-AB85

2213. USE OF DIRECT FINAL RULEMAKING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1657

CFR Citation: 49 CFR 5.21; 49 CFR 5.35

Legal Deadline: None

Abstract: The Department is considering a new rulemaking procedure to expedite the processing of noncontroversial changes to its regulations. Rules that the Secretary judges to be unlikely to result in public comment would be published as "direct final" rules. Such direct final rules would advise the public that no adverse comment is anticipated and that, unless written adverse comment or notice of intent to submit such comment is received within a specified number of days, the rule will become effective 60 days from the date of publication in the Federal Register.

Timetable:

Action	Date	FR Cite
NPRM	08/04/95	60 FR 39919
NPRM Comment Period End	10/03/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Neil Eisner, Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AC11

2214. • GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT) AND REQUIREMENTS FOR DRUG-FREE WORKPLACE (GRANTS)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 41 USC 701 et seq; 49 USC 322(a)

CFR Citation: 49 CFR 29

Legal Deadline: None

Abstract: This rule allows for submission of annual certifications by grantees. The current rule requires individual project-by-project certifications. This action would implement a National Performance

DOT—OST

Proposed Rule Stage

Review recommendation, reduce administrative requirements and promote the automation of the grant application and award process. This action would also provide for consistency with Federal Acquisition Regulation (48 CFR 14.213) which allows annual certifications.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Paul Larson, Office of the General Counsel, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9161

RIN: 2105-AC24

2215. • AIR CARRIER ACCESS ACT: MISCELLANEOUS AMENDMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 374(a); 49 USC 374(c)

CFR Citation: 14 CFR 382

Legal Deadline: None

Abstract: This action proposes additional accommodations for disabled air carrier passengers with respect to seat assignments and storage of portable electric wheelchairs.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Robert Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AC28

2216. • USE OF OXYGEN BY AIR CARRIER PASSENGERS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1324(a); 49 USC 1324(c)

CFR Citation: 14 CFR 382

Legal Deadline: None

Abstract: The Department is considering the use of regulatory negotiation to seek consensus among air carrier, consumer, airports, equipment manufacturers, oxygen suppliers, and safety regulators concerning the use of oxygen by passengers on air carriers. The need for action stems from a current situation where all carriers do not allow passengers to bring their own oxygen aboard. Issues involve conforming with FAA hazardous materials rules and the question of providing oxygen during long layovers.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Local

Agency Contact: Robert Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AC29

2217. • DATA COLLECTION AND PROHIBITION AGAINST MARKETING

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 41 USC 418(b)

CFR Citation: 48 CFR 1213; 48 CFR 1237; 48 CFR 1252; 48 CFR 3.1

Legal Deadline: None

Abstract: This action would amend transportation acquisition regulation to require contractors who provide training services to the Department to sign a certification that the background data submitted with their contract proposal is accurate, complete, and current at the time of submission. In addition, contractors providing training services under contract to DOT would be prohibited from soliciting, advertising, or otherwise marketing other training they offer during the

conduct of the contracted-for training services.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Barbara Weakley, Procurement Analyst, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4967
Fax: 202 366-7510

RIN: 2105-AC30

2218. • COAST GUARD BOARD FOR CORRECTION OF MILITARY RECORDS: PROCEDURAL REGULATION

Priority: Substantive, Nonsignificant

Legal Authority: 10 USC 1552

CFR Citation: 32 CFR 52

Legal Deadline: None

Abstract: This action is being taken on the Department's initiative in order to streamline processing of these cases and to clarify the circumstances under which final decisions can be reconsidered. This rule would make it possible for the Board to expedite reconsideration and increase the resources available to meet the requirement that all cases be decided within ten months of the receipt of a completed application.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Joost, Chairman, Board of Correction of Military Records, (C-60), Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9335

RIN: 2105-AC31

DEPARTMENT OF TRANSPORTATION (DOT)
Office of the Secretary (OST)

Final Rule Stage

2219. DIRECT AIR CARRIER RESPONSIBILITY FOR RETURNING STRANDED CHARTER PASSENGERS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1324; 49 USC 1371
CFR Citation: 14 CFR 207; 14 CFR 208
Legal Deadline: None

Abstract: This action proposed to make direct air carriers responsible for returning charter passengers stranded by strikes or other service interruptions, by eliminating the force majeure clause from charter contracts. However, the CAB subsequently issued an interpretive rule (ER-1387, 49 FR 33436) which was affirmed in court. (Arrow Air, Inc. v. Dole, 784 F2d 1118 (1986).) Therefore, this action is now moot; the NPRM will be withdrawn.

Timetable:

Action	Date	FR Cite
NPRM	07/11/80	45 FR 46812
NPRM Comment Period End	09/25/80	
Reply Comment Period End	10/10/80	
To Be Withdrawn	10/00/95	

Small Entities Affected: Undetermined
Government Levels Affected: None
Additional Information: EDR 405, Docket 37169.

Agency Contact: Joanne Petrie, Attorney, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-9306

RIN: 2105-AA40

2220. AIR TRAVELERS: AGE DISCRIMINATION

Priority: Substantive, Nonsignificant
Legal Authority: 42 USC 6102
CFR Citation: 14 CFR 376
Legal Deadline: None

Abstract: This rulemaking action was initiated by the Civil Aeronautics Board to implement the Age Discrimination Act of 1975. A draft final rule was submitted to HHS, as required by that Act, and was approved. However, in view of current airline practices with respect to travel by the elderly, and the absence of complaints of discrimination based on age, there no longer appears to be a need for further rulemaking

action, and the NPRM will be withdrawn.

Timetable:

Action	Date	FR Cite
NPRM	09/26/79	44 FR 55383
Final Action Adopted by the Board	04/10/80	
HHS Approved Final Rule With Changes	07/13/84	
To Be Withdrawn	11/00/95	

Small Entities Affected: None
Government Levels Affected: None

Additional Information: SPDR-74, Docket 36639.

Agency Contact: Robert Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-9306

RIN: 2105-AA45

2221. DIRECT FLIGHTS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1381
CFR Citation: 14 CFR 399
Legal Deadline: None

Abstract: Donald L. Pevsner petitioned the CAB to institute a rulemaking proceeding to ban use of the term "direct flight" because it is deceptive, and to declare use of the term to be a prima facie violation of section 411 of the Federal Aviation Act of 1958. The Department is now considering what action to take in response to the petition.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None
Government Levels Affected: None

Additional Information: The petition is filed in Docket 41217.

Agency Contact: Joanne Petrie, Attorney, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-9306

RIN: 2105-AA73

2222. DIVERSION OF FLIGHTS WITHIN A METROPOLITAN AREA

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1301; 49 USC 1302; 49 USC 1305; 49 USC 1324; 49 USC 1371; 49 USC 1375; 49 USC 1377 to 1379; 49 USC 1381; 49 USC 1382; 49 USC 1386; 49 USC 1461; 49 USC 1481; 49 USC 1482; 49 USC 1502; 49 USC 1504

CFR Citation: 14 CFR 253; 14 CFR 399
Legal Deadline: None

Abstract: The CAB proposed to amend its rules requiring notice of contract terms for domestic travel to require that actual notice be given passengers of terms absolving carriers from any responsibility to transport a passenger to the destination named on the ticket, or to reimburse the passenger for expenses in reaching the airport noted on the ticket when a flight is diverted to another airport in the same metropolitan area. Alternatively, the Board proposed to declare it to be an unfair and deceptive practice to divert a passenger without arranging and paying for alternate transportation to the destination airport named on the passenger's ticket. The Board considered a final rule but did not decide what action to take. DOT is terminating this proceeding as unnecessary since it appears that carriers no longer have the policies that promoted the CAB's concern.

Timetable:

Action	Date	FR Cite
NPRM	09/23/83	48 FR 43343
NPRM Comment Period End	11/07/83	
To Be Withdrawn	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation

Additional Information: ADDITIONAL LEGAL AUTHORITIES: PL 96-354; 5 USC 601. Docket 41683, EDR 468/PSDR-81.

Agency Contact: Joanne Petrie, Attorney, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-9306

RIN: 2105-AA78

DOT—OST

Final Rule Stage

2223. SIMPLIFIED AVIATION EXEMPTION PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1371; 49 USC 1372; 49 USC 1386

CFR Citation: 14 CFR 302; 14 CFR 389; 14 CFR 399

Legal Deadline: None

Abstract: A Civil Aeronautics Board rulemaking proposed to revise and simplify the requirements and procedures for applying for exemptions under section 416(b) of the Federal Aviation Act. This action has become unnecessary since the Department included most of its provisions in its rule transferring the CAB's rules to DOT. Therefore, the NPRM will be withdrawn.

Timetable:

Action	Date	FR Cite
NPRM	10/05/84	49 FR 39337
NPRM Comment Period End	12/04/84	
To Be Withdrawn	11/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: PDR-88/ODR-27/PSDR-83.

Agency Contact: Joanne Petrie, Attorney, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AA82

2224. SIMPLIFIED AIRLINE COUNTER-SIGN NOTICES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1301; 49 USC 1302; 49 USC 1324; 49 USC 1371 to 1374; 49 USC 1381; 49 USC 1386; 49 USC 1481; 49 USC 1482

CFR Citation: 14 CFR 221; 14 CFR 250; 14 CFR 256

Legal Deadline: None

Abstract: The American Association of Airport Executives, the Airport Operators Council International, and the Air Transport Association of America petitioned the CAB to simplify its counter-sign requirements. Presently, airlines are required to display four different consumer protection notices on their ticket

counters. The petitioners alleged that the current notices are hard to read and, therefore, do not provide much notice to passengers. They proposed replacing the four notices with one simplified counter sign. A CAB NPRM proposed a number of alternatives, such as a long and/or short notice, where the notices would be required to be posted, and whether a smoking notice should be included. DOT decided not to act on these "counter signs" separately, but rather to consider whether there should be a comprehensive re-examination of all forms of notice to passengers, including notices on tickets.

Timetable:

Action	Date	FR Cite
NPRM	08/01/84	49 FR 30742
NPRM Comment Period End	09/17/84	
Reply Comment Period End	10/02/84	
To Be Withdrawn	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation

Additional Information: Docket 41971; EDR-474

Agency Contact: Joanne Petrie, Attorney, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AA88

2225. +UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS TO STATE AND LOCAL GOVERNMENTS

Priority: Other Significant

Legal Authority: 49 USC 322(a)

CFR Citation: 49 CFR 18

Legal Deadline: None

Abstract: The current rule is being revised to address comments on the NPRM of 11/04/88 and Federal agency concerns on the current rule, and to update deviations from the common rule. OMB has decided not to merge into the existing rule those requirements that apply to universities, hospitals, and other nonprofit organizations; that rulemaking has been assigned the separate RIN 2105-AC02. OMB is considering the need for a

common rule. This action is considered significant because it involves agencies and departments Governmentwide.

Timetable:

Action	Date	FR Cite
NPRM	11/04/88	53 FR 44716
NPRM Comment Period End	01/03/89	
To Be Withdrawn	10/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Analysis: Regulatory Evaluation 11/04/88 (53 FR 44716)

Additional Information: This RIN was completed in error in the 5/8/95 Agenda. In a related, nonsignificant action, (RIN 2105-AC12) the Department raised the threshold for local governments to use small-purchase procedures and to increase procurement review levels.

Agency Contact: Robert G. Taylor, Chief, Grants Management Division, M-62, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4289

RIN: 2105-AB46

2226. +NEW RESTRICTIONS ON LOBBYING

Priority: Other Significant

Legal Authority: 49 USC 322(a); 31 USC 1352

CFR Citation: 49 CFR 20

Legal Deadline: Final, Statutory, March 22, 1990.

Abstract: This regulation will implement the provisions of a new section 1352 to title 31, United States Code, that prohibits the use of appropriated funds to influence certain Federal contracting and financial transactions. Organizations that use their own funds to pay for lobbying activities are required to disclose such activity. The rule will be issued as a common rule based on guidance issued by the Office of Management and Budget on December 20, 1989 (54 FR 52305). Final action is awaiting OMB resolution of comments received on the interim final rule and possible changes to legislation restricting lobbying activities.

This action is considered significant because it involves agencies or departments governmentwide.

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Final Rule Stage

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/26/90	55 FR 6736
Comment Period End	04/27/90	
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Analysis: Regulatory Evaluation

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

Additional Information: OMB has control of development of the final rule.

Agency Contact: Robert G. Taylor, Chief, Grants Management Division, M-62, Department of Transportation, Office of the Secretary, Office of Acquisition and Grant Management, Room 9401, Washington, DC 20590
Phone: 202 366-4289

RIN: 2105-AB57

2227. SMOKING ABOARD AIRCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1324; 49 USC 1374; 49 USC 1377; 49 USC 1386; PL 101-164

CFR Citation: 14 CFR 252

Legal Deadline: None

Although there is no judicial or statutory deadline for the Department's implementation, the statutory ban was effective 02/25/90.

Abstract: This interim final rule amends the rules governing smoking aboard aircraft to incorporate a statutory ban on smoking aboard most U.S. flight segments. The statutory ban applies to both U.S. and foreign air carriers. This rulemaking proposed to clarify the current rule and make other minor changes. The interim final rule was significant because of substantial public interest. The present action would merely finalize that already taken and is, therefore, not considered significant.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/13/90	55 FR 4991
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
02/13/90 (55 FR 4991)

Additional Information: The interim final rule was effective 02/25/90; the comments were due by 04/16/90.

Agency Contact: Joanne Petrie, Attorney, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AB58

2228. +NONDISCRIMINATION ON THE BASIS OF HANDICAP IN AIR TRAVEL (AIR CARRIER ACCESS ACT)

Priority: Other Significant

Legal Authority: 49 USC 1374(a); 49 USC 1374(c)

CFR Citation: 14 CFR 382

Legal Deadline: None

Abstract: An SNPRM proposed three additions to part 382 to implement the Air Carrier Access Act of 1986. The additions concern standards for boarding chairs; airport terminal transportation systems; and substitute service for persons denied the opportunity to fly because of inaccessible small aircraft. In view of other rulemaking concerning airport and small aircraft accessibility, the Department has determined that further action on these proposals is unnecessary.

Timetable:

Action	Date	FR Cite
SNPRM: Final Rule	03/06/90	55 FR 8076
Amendments: Comment Period End		06/04/90
Comment Period Extended to	06/08/90	55 FR 23450
		07/20/90
To Be Withdrawn	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
03/06/90 (55 FR 8076)

Additional Information: The telephone number for TDD is (202) 755-7687; a taped copy of the SNPRM is available on request.

Agency Contact: Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-9306

RIN: 2105-AB61

2229. +NONDISCRIMINATION ON THE BASIS OF HANDICAP IN FEDERALLY ASSISTED PROGRAMS AND IN AIR TRAVEL (AIR CARRIER ACCESS ACT)

Priority: Other Significant

Legal Authority: 29 USC 794

CFR Citation: 49 CFR 27; 14 CFR 382

Legal Deadline: None

Abstract: The pending final action addresses three issues: harmonizing section 504, Air Carrier Access Act (ACAA) and the American's With Disabilities Act (ADA) requirement for airport accessibility (action on this issue commenced under RIN 2105-AB62); boarding assistance on small commuter aircraft (action commenced under RIN 2105-AB60); and communicable diseases (action commenced under RIN 2105-AB60/AB62). The Department is commencing proposed action on other ACAA-related subjects under RINs 2105-AC28 and AC29.

Timetable:

Action	Date	FR Cite
NPRM	03/06/90	55 FR 8081
NPRM Comment Period End	06/04/90	
Second NPRM	09/10/93	58 FR 47681
NPRM Comment Period Extended to	11/30/93	58 FR 63154
		01/07/94
Second NPRM Comment Period End	12/09/93	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
03/06/90 (55 FR 8081)

Additional Information: The telephone number for TDD is (202) 755-7687; a taped copy of the NPRM is available on request. The issue of lifts for small commuter aircraft was removed from RIN 2105-AB60 and consolidated into this proceeding.

Agency Contact: Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AB62

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Final Rule Stage

2230. AVIATION CHARTER RULES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 85-726, as amended

CFR Citation: 14 CFR 207 to 208; 14 CFR 212; 14 CFR 294; 14 CFR 298; 14 CFR 380; 14 CFR 389

Legal Deadline: None

Abstract: This rule governs the activities of public charter operators, a type of indirect air carrier that sells charter air transportation to consumers, and airlines that perform the direct air transportation. DOT is revising and updating the rules to recognize: (1) current usage of credit cards for payment to charter operators, and (2) certain changes in procedural practices.

Timetable:

Action	Date	FR Cite
NPRM	09/16/92	57 FR 42864
NPRM Comment Period End	10/16/92	
Comment Period Extended to 11/16/92	10/22/92	57 FR 48193
Final Action	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Analysis: Regulatory Evaluation 09/16/92 (57 FR 42864)

Agency Contact: C. W. McGuire, Chief, Regulatory Affairs Division, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-1037

RIN: 2105-AB91

2231. +DISADVANTAGED BUSINESS ENTERPRISE (DBE) REGULATION; GENERAL UPDATE

Priority: Other Significant

Legal Authority: Intermodal Surface Transportation Efficiency Act (ISTEA); PL 102-240; 49 USC 47017(e); 49 USC 47113

CFR Citation: 49 CFR 23

Legal Deadline: None

Abstract: This proposed rule would revise the Department's regulations for

the disadvantaged business enterprise program to clarify regulatory provisions and revise program elements in light of experience in administering the program since 1980 and the Administration's review of affirmative action programs. This action is significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	12/09/92	57 FR 58288
NPRM Comment Period Extended	03/03/93	58 FR 12207
NPRM Comment Period End	03/09/93	
NPRM Comment Period End	04/08/93	
Final Action	12/00/95	

Small Entities Affected: Businesses

Government Levels Affected: State, Local

Analysis: Regulatory Evaluation 12/09/92 (57 FR 58288)

Agency Contact: Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AB92

2232. +PARTICIPATION BY DISADVANTAGED BUSINESS ENTERPRISES IN AIRPORT CONCESSIONS

Priority: Other Significant

Legal Authority: PL 102-581; PL 97-248

CFR Citation: 49 CFR 23

Legal Deadline: Final, Statutory, April 30, 1993.

Abstract: This action would implement recent changes to the Airport and Airway Improvement Act to allow airport sponsors to count new forms of disadvantaged business enterprise (DBE) participation toward the overall goals of a DBE concession plan. These new forms include purchases from DBEs of goods and services used in operating a concession, as well as management contracts and subcontracts with DBEs. This action is significant because of substantial public interest. Final action may be combined with RIN 2105-AB92, DBE Regulation: General Update.

Timetable:

Action	Date	FR Cite
NPRM	10/06/93	58 FR 52050
NPRM Comment Period End	11/22/93	
NPRM Comment Period Extended to 12/14/93	11/30/93	58 FR 63153
Final Action	12/00/95	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Local

Analysis: Regulatory Evaluation 10/06/93 (58 FR 52050)

Agency Contact: Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AB99

2233. UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND AGREEMENTS WITH INSTITUTIONS OF HIGHER EDUCATION, HOSPITALS, AND OTHER NONPROFIT ORGANIZATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322(a)

CFR Citation: 49 CFR 19

Legal Deadline: None

Abstract: This action will implement OMB Circular A-110, providing uniform guidance for administering grants to institutions of higher education, hospitals, and other nonprofit organizations. The regulation is essentially a word-for-word issuance of the requirements in OMB Circular A-110. An interim final rule was issued because of the limited ability to change the requirements from those in the Circular.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/04/94	59 FR 15637
Comment Period End	06/03/94	
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Analysis: Regulatory Evaluation

Agency Contact: Robert G. Taylor, Chief, Grants Management Division, M-62, Department of Transportation,

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Final Rule Stage

Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-4289
RIN: 2105-AC02

2234. +TRANSPORTATION FOR INDIVIDUALS WITH DISABILITIES (ACCESSIBILITY GUIDELINES)

Priority: Other Significant
Legal Authority: 5 USC 552a
CFR Citation: 49 CFR 27; 49 CFR 37
Legal Deadline: None

Abstract: This action would amend the rules implementing the Americans with Disabilities Act by adopting the revised accessibility guidelines issued by the Architectural and Transportation Barriers Compliance Board, published June 20, 1994 (59 FR 31676) as Interim final rules. The proposed rule herein would also conform the Department's rule implementing section 504 of the Rehabilitation Act of 1973. This action is significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	06/20/94	59 FR 31818
NPRM Comment Period End	08/19/94	
Final Action	05/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation

Agency Contact: Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC.
 Phone: 202 366-9306

RIN: 2105-AC06

2235. DOMESTIC BAGGAGE LIABILITY

Priority: Substantive, Nonsignificant
Legal Authority: 49 app USC 1324; 49 app USC 1373 to 1374; 49 app USC 1381
CFR Citation: 14 CFR 254.4; 14 CFR 254.5
Legal Deadline: None

Abstract: The Department is proposing to amend its rule governing the amount

by which certain U.S. air carriers may limit their liability to passengers for lost, damaged, and delayed baggage. This action is in response to a petition by Public Citizen and Aviation Consumer Action Project to increase the minimum liability limit from \$1,250 to \$1,850 per passenger. The Department is also requesting comment on two alternate proposals: (1) to raise the limit to \$1,850 with a mechanism that automatically provides for periodic future increases, or (2) to raise the minimum liability limit to \$2,000.

Timetable:

Action	Date	FR Cite
NPRM	09/30/94	59 FR 49867
NPRM Comment Period End	11/29/94	
Comment Period Extended	11/29/94	59 FR 60926
Notice Summarizing Aggregated Data	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: Carrier data was due 11/29/94. The comment period would end 30 days after the data has been aggregated and placed in the docket.

Agency Contact: Joanne Petrie, Senior Attorney, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-9306

RIN: 2105-AC07

2236. EXEMPTION FROM PROPERTY TARIFF-FILING REQUIREMENTS

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 40101; 49 USC 40105; 49 USC 40109; 49 USC 40113; 49 USC 40114; 49 USC 41504; 49 USC 41701; 49 USC 41707 to 41709; 49 USC 41712; 49 USC 46101

CFR Citation: 14 CFR 221; 49 CFR 1.56(j)(2)(ii)

Legal Deadline: None

Abstract: This rulemaking grants an exemption to United States and foreign

air carriers from the requirement in 14 CFR Part 221 that they file with the Department tariffs applicable to the foreign air transportation of property. This information is no longer necessary to fulfill departmental policy objectives and, because of the common practice of using freight forwarders, does not necessarily reflect actual prices paid by the public.

Timetable:

Action	Date	FR Cite
NPRM	10/24/94	59 FR 53377
NPRM Comment Period End	12/23/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: Responsibility for this rule was transferred to OST from RSPA on 6/30/94. The NPRM of 10/24/94 inadvertently indicated the RSPA RIN 2137-AC48.

Agency Contact: John H. Kiser, Chief, Pricing and Multilateral Affairs Division, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20509-0001
 Phone: 202 366-2435

RIN: 2105-AC09

2237. DISCLOSURE OF CODE-SHARING ARRANGEMENTS AND LONG-TERM WET LEASES

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 40113; 49 USC 41712

CFR Citation: 14 CFR 257

Legal Deadline: None

Abstract: The Department is considering strengthening its current rules requiring airlines to notify passengers of a code-sharing arrangement. This action is being undertaken to ensure that consumers have pertinent information about airline code-sharing arrangements on domestic and international flights. Additionally, a petition filed in Docket 48710 by Donald Pevsner, requesting a complete ban on code-sharing, was denied.

Timetable:

Action	Date	FR Cite
NPRM	08/10/94	59 FR 40836
NPRM Comment Period End	10/11/94	

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Action	Date	FR Cite
SNPRM Comment	01/17/95	60 FR 3359
Period End	2/16/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Laura Trejeo, Attorney Advisor, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-9183

RIN: 2105-AC10

2238. +TRANSPORTATION FOR INDIVIDUALS WITH DISABILITIES (MISC. AMENDMENTS)

Priority: Other Significant

Legal Authority: 42 USC 12101 to 12213; 49 USC 322

CFR Citation: 49 CFR 37; 49 CFR 38

Legal Deadline: None

Abstract: The Department is seeking comment in response to petitions for rulemaking to amend the Americans with Disabilities Act regulations, to create an exception to the provisions requiring transit providers to allow persons with disabilities to use every stop in the system, change the requirements affecting certain private schools that provide fixed route transportation, change the DOT technical standards concerning gaps for higher-speed people-mover vehicles, and eliminate the provision requiring paratransit systems to allow reservations 14 days in advance. Certain minor or technical clarifications will also be made. This action is significant since it involves issues of potential controversy.

Timetable:

Action	Date	FR Cite
NPRM	07/21/94	59 FR 37208
NPRM Comment	10/19/94	
Period End		
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of

the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AC13

2239. DISINSECTION OF AIRCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 40113; 49 USC 41712

CFR Citation: 14 CFR 259

Legal Deadline: None

Abstract: The Department is considering a rule that would require airlines and ticket agents (including travel agents) to notify prospective passengers if the country to which they are traveling requires the passenger cabin to be sprayed with insecticide. Currently, about 20 countries require such spraying. This rulemaking is being undertaken by departmental initiative.

Timetable:

Action	Date	FR Cite
NPRM	01/18/95	60 FR 3596
NPRM Comment	03/20/95	
Period End		
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Arnold Konheim, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4849

RIN: 2105-AC14

2240. DISCLOSURE OF CHANGE-OF-GAUGE SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 41712

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: To ensure that consumers are given pertinent information on the nature of change-of-gauge services, the Department is proposing to codify and augment its current disclosure requirements for itineraries with one flight number that involve a change of aircraft. The Department requested comments on the following three proposed requirements, which would apply to U.S. air carriers, foreign air carriers, and, where appropriate, ticket agents (including travel agents) doing

business in the United States: (1) that transporting carriers include notice of aircraft changes in their written or electronic schedule information provided to the public, in the Official Airline Guide, and in computer reservation systems; (2) that consumers be given reasonable and timely notice before they book transportation that a particular service with a single flight number entails a change of aircraft en route, and (3) that written notice of the aircraft change be provided on or with each ticket for such service. This proposal, in part, responds to the petition of American Airlines in Docket 47546 to ban the practice of "funnel flights." The Department intends also to address the complaints of TACA International Airlines, Aviateca, and Nicaraguense de Aviacion (NICA) in Dockets 49511, 49512, and 49513, respectively, against Continental Airlines for operating funnel flights.

Timetable:

Action	Date	FR Cite
NPRM	01/19/95	60 FR 3778
NPRM Comment	03/20/95	
Period End		
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Betsy L. Wolf, Senior Trial Attorney, Office of Aviation Enforcement & Proceedings, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9356

RIN: 2105-AC17

2241. +GREAT LAKES PILOTAGE RATE METHODOLOGY

Priority: Other Significant

Legal Authority: 46 USC 2103; 46 USC 6101; 46 USC 7701; 46 USC 9303; 46 USC 9304; 46 USC 3507

CFR Citation: 46 CFR 401; 46 CFR 403; 46 CFR 404

Legal Deadline: None

Abstract: The Department is amending the regulations concerning Great Lakes pilotage by revising the procedures for determining Great Lakes pilotage rates and revising the financial reporting requirements mandated for Great Lakes pilot associations. The purpose of these changes is to improve the ratemaking

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process. The final rule with request for comments was issued in April, 1995. A final rulemaking document responding to the comments received will be issued shortly. The Department considers this action to be significant because the setting of pilotage rates is controversial and of significant interest to the public and Congress.

Timetable:

Action	Date	FR Cite
NPRM	04/12/94	59 FR 17303
Notice of Meetings	04/20/94	59 FR 18744
NPRM Comment Period End	07/11/94	
Final Rule: Request for Comments	04/11/95	60 FR 18366
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 04/12/94 (59 FR 17303)

Additional Information: This had been Coast Guard RIN 2115-AE45. In the last Agenda, this item was entered as a completed action in error.

Agency Contact: Scott A. Poyer, Project Manager, National Maritime Center, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001 Phone: 703 235-1605

RIN: 2105-AC21

2242. • PROCEDURES FOR TRANSPORTATION WORKPLACE DRUG AND ALCOHOL TESTING: SHY BLADDER AND OTHER CLARIFICATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 102; 49 USC 301; 49 USC 322; 49 USC 5331; 49 USC 20140; 49 USC 31306; 49 USC 45101 to 45106

CFR Citation: 49 CFR 40

Legal Deadline: None

Abstract: This rule would revise DOT drug testing procedures in so-called "shy bladder" situations. It would also remove an obsolete provision that can potentially cause confusion concerning the proper relationship of laboratories

and medical review officers, add language concerning unresolved laboratory positive test results, and provide guidance concerning the role of consortia and third party administrators in the DOT drug and alcohol testing programs.

Timetable:

Action	Date	FR Cite
NPRM	07/25/95	60 FR 38200
NPRM Comment Period End	09/25/95	
Final Action	12/00/95	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Additional Information: The Department published a Notice: Guidance on the Role of Consortia and Third-Party Administrators in DOT Drug and Alcohol Testing Programs 7/25/95 (60 FR 38204).

Agency Contact: Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590 Phone: 202 366-9306

RIN: 2105-AC22

2243. • ELECTRONIC FILING OF INTERNATIONAL AIR PASSENGER SERVICE RULES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 40101; 49 USC 40109; 49 USC 40113; 49 USC 40101 to 41112; 49 USC 40301 to 41310; 49 USC 41501 to 41511; 49 USC 41701 to 41713; 49 USC 46101 to 46102

CFR Citation: 14 CFR 221; 49 CFR 1.56(j)(2)(ii)

Legal Deadline: None

Abstract: This rule permits official filing of international air carrier rules tariffs in an electronic format. Currently they are filed in paper form. Nearly all official filings are filed for effect on less than bilateral/statutory notice, with an accompanying Special Tariff Permission Application. The carriers

are thus filing each rule provision on paper twice. This rule allows a single electronic filing to replace two paper filings. About 43,000 rule pages are changed each year in 9,000 submissions.

Timetable:

Action	Date	FR Cite
NPRM	05/19/95	60 FR 26848
NPRM Comment Period End	06/19/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Responsibility for this rule was transferred to the Office of the Secretary from RSPA.

Agency Contact: John H. Kiser, Chief, Pricing and Multilateral Affairs Division, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20509-0001 Phone: 202 366-2435

RIN: 2105-AC23

2244. • NONPROCUREMENT DEBARMENT AND SUSPENSION

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 322; EO 12549; EO 12689; 31 USC 6101

CFR Citation: 49 CFR 29

Legal Deadline: None

Abstract: This revision to the nonprocurement common rule is issued in response to Executive Order 12689 and section 2455 of the Federal Acquisition Streamlining Act of 1994. The Executive Order requires agencies to establish regulations for reciprocal governmentwide effect across procurement and nonprocurement debarment and suspension actions, after technical differences between the procurement and nonprocurement regulations are resolved. This regulation establishes that reciprocity.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/26/95	60 FR 33036
Comment Period End	07/26/95	
Final Action	10/00/95	

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Final Rule Stage

Small Entities Affected: None
Government Levels Affected: None
Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.
Agency Contact: Paul B. Larsen, Office of the General Counsel, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-9161
RIN: 2105-AC25

2245. • REVISED FILING PROCEDURES FOR OST DOCKET

Priority: Other
Legal Authority: 5 USC 551 et seq; 49 USC 40101 et seq
CFR Citation: 14 CFR 302
Legal Deadline: None

Abstract: The Office of the Secretary is revising its document filing requirements to conform to its new electronic docket system. Documents will be scanned into images and stored on unalterable disks. The changes will facilitate one physical scanning process and ensure that the highest quality image is captured. The rule will also

reduce the required number of paper copies and provide for submission of a disk copy in one of several specified formats.
Timetable:

Action	Date	FR Cite
Final Action	11/00/95	

Small Entities Affected: None
Government Levels Affected: None
Additional Information: See explanation of the centralization and computerization of DOT dockets, March 15, 1995 (60 FR 14050).
Agency Contact: Paulette Twine, Chief, Documentary Services Division, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-9329
RIN: 2105-AC26

2246. • ADMINISTRATIVE AND EDITORIAL CORRECTIONS TO ACQUISITION REGULATIONS

Priority: Other
Legal Authority: 5 USC 301; 41 USC 418(b)
CFR Citation: 48 CFR 1201.403; 48 CFR 1201.404; 48 CFR 1215.413; 48 CFR 1252; 48 CFR 3.1; 48 CFR 1253

Legal Deadline: None
Abstract: The Transportation Acquisition Regulation is to be modified to incorporate minor editorial and administrative changes including changing the TAR matrix (clauses) to adhere to Federal Acquisition Regulation guidance for incorporating clauses and provisions in contracts and solicitations by reference to the maximum practical extent.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/00/95	

Small Entities Affected: None
Government Levels Affected: None
Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Elaine Wheeler, Procurement Analyst, Department of Transportation, Office of the Secretary, 400 Seventh Street, SW. Room 9401, Washington, DC 20590
 Phone: 202 366-4272
 Fax: 202 366-7510
RIN: 2105-AC32

**DEPARTMENT OF TRANSPORTATION (DOT)
 Office of the Secretary (OST)**

Long-Term Actions

2247. NONDISCRIMINATION ON THE BASIS OF AGE IN DOT FINANCIAL ASSISTANCE PROGRAMS

Priority: Substantive, Nonsignificant
CFR Citation: 29 CFR 1691

Timetable:

Action	Date	FR Cite
NPRM	10/22/79	44 FR 60946
NPRM Comment Period End	01/21/80	
Next Action	Undetermined	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Marc Brenman
 Phone: 202 366-1119
RIN: 2105-AA09

2248. POLICY STATEMENT ON AIRLINE PREEMPTION

Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 399

Timetable:

Action	Date	FR Cite
Interim Final Rule Request for Comments on Interim Rule (PSDR-56, Docket 34684)	02/15/79	44 FR 9948
Interim Rule	02/15/79	44 FR 9953
Comment Period End	04/16/79	
Next Action	Undetermined	

Small Entities Affected: Businesses, Governmental Jurisdictions
Government Levels Affected: State, Local, Federal
Agency Contact: Paul Smith
 Phone: 202 366-9285
RIN: 2105-AA46

2249. BAGGAGE LIABILITY NOTICES IN INTERNATIONAL AIR TRANSPORTATION

Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 221

Timetable:

Action	Date	FR Cite
NPRM	12/18/84	49 FR 49111
NPRM Comment Period End	03/19/85	
Next Action	Undetermined	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Joanne Petrie
 Phone: 202 366-9306
RIN: 2105-AA84

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Long-Term Actions

2250. PRICE ADVERTISING

Priority: Substantive, Nonsignificant

CFR Citation: 14 CFR 380.30(e); 14 CFR 399.84

Timetable:

Action	Date	FR Cite
Petition for Rulemaking (Dkt 43147)	05/22/85	

Next Action Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Joanne Petrie
Phone: 202 366-9306

RIN: 2105-AB25

2251. +STATEMENT OF ENFORCEMENT POLICY ON REBATING

Priority: Other Significant

CFR Citation: 14 CFR 399.80; 14 CFR 399.85

Timetable:

Action	Date	FR Cite
NPRM	10/21/88	53 FR 41353
NPRM Comment Period End	12/20/88	
Extension of Comment Period to 02/21/89	02/03/89	54 FR 5497
Correction to Comment Period Document	02/10/89	54 FR 6475

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Betsy Wolf
Phone: 202 366-9356

RIN: 2105-AB39

2252. +PRICE ADVERTISING

Priority: Other Significant

CFR Citation: 14 CFR 380; 14 CFR 399

Timetable:

Action	Date	FR Cite
NPRM	07/26/89	54 FR 31052
Comment Period Extended to 9/25/89	08/23/89	54 FR 35005
NPRM Comment Period End	08/25/89	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Farbman
Phone: 202 366-9307

RIN: 2105-AB50

2253. +PROCEDURES FOR TRANSPORTATION WORKPLACE DRUG-TESTING PROGRAMS (MISCELLANEOUS AMENDMENTS)

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 49 CFR 40

Timetable:

Action	Date	FR Cite
NPRM	07/13/90	55 FR 28782
NPRM Comment Period End	08/13/90	
SNPRM	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert C. Ashby
Phone: 202 366-9306

RIN: 2105-AB71

2254. IMPLEMENTATION OF AMENDMENTS TO THE EQUAL ACCESS TO JUSTICE ACT

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 6; 48 CFR 6301; 14 CFR 14

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joanne Petrie
Phone: 202 366-9306

RIN: 2105-AB73

2255. +ACCESSIBILITY OF PASSENGER VESSELS TO INDIVIDUALS WITH DISABILITIES

Priority: Other Significant

CFR Citation: 49 CFR 37

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Robert C. Ashby
Phone: 202 366-9306

RIN: 2105-AB87

2256. +TRANSPORTATION FOR INDIVIDUALS WITH DISABILITIES (OVER THE ROAD BUSES)

Priority: Other Significant

CFR Citation: 49 CFR 27

Timetable:

Action	Date	FR Cite
ANPRM	10/12/93	58 FR 52735
ANPRM Comment Period End	11/26/93	
NPRM	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Robert C. Ashby
Phone: 202 366-9306

RIN: 2105-AC00

DEPARTMENT OF TRANSPORTATION (DOT)

Completed Actions

Office of the Secretary (OST)

2257. +NONDISCRIMINATION ON THE BASIS OF HANDICAP IN AIR TRAVEL (AIR CARRIER ACCESS ACT)

Priority: Other Significant

Legal Authority: 49 USC 1374(a); 49 USC 1374(c)

CFR Citation: 14 CFR 382

Legal Deadline: None

Abstract: This action was to amend rules implementing section 504 of the Rehabilitation Act of 1973 and the Air Carrier Access Act of 1986, to jointly

require commuter air carriers and federally assisted airports to provide lifts or other equipment to board passengers with mobility limitations on commuter aircraft (primarily those with 19-30 seats). The rule was to address existing problems that result, in some

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Completed Actions

cases, in individuals being denied air transportation, and to harmonize requirements relating to airport facilities in the department's section 504 and Air Carrier Access Act rules. This action is being removed from the Agenda and being incorporated into the existing major rulemaking with the same title (RIN 2120-AB62) which is addressing these issues.

Timetable:

Action	Date	FR Cite
ANPRM	03/06/90	55 FR 8078
ANPRM Comment Period Extended to 07/20/90	06/08/90	55 FR 23450
ANPRM Comment Period End	07/05/90	
Workshop Meeting Schedule	06/04/92	57 FR 23555
NPRM	09/10/93	58 FR 47681
NPRM Comment Period Extended to 01/07/94	11/30/93	58 FR 63154
NPRM Comment Period End	12/09/93	
Final Action - See RIN 2105-AB62	08/01/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: ADDITIONAL AGENCY CONTACT: Ira Laster, (202) 366-4859. The telephone number for TDD is (202) 755-7687.

Advisory Committee meetings were held 07/29/92-07/30/92, 09/16-17/92, 12/9-10/92, and 3/21 and 4/01/93. The issue of lifts and other boarding equipment has been consolidated into RIN 2105-AB62.

Agency Contact: Donald Trilling, Director, Office of Transportation Regulatory Affairs, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-4220

RIN: 2105-AB60

2258. +PROCEDURES FOR TRANSPORTATION WORKPLACE DRUG- AND ALCOHOL-TESTING PROGRAMS (BLOOD TESTING)

Priority: Other Significant

Legal Authority: Omnibus Transportation Employee Testing Act of 1991; 49 USC 1657

CFR Citation: 49 CFR 40

Legal Deadline: None

Abstract: A February 1994 action adopted uniform testing procedures to be used by all DOT agencies conducting alcohol-testing programs and made changes in DOT drug-testing procedures pursuant to the Omnibus Transportation Employee Testing Act. A second action in December 1994 determined that blood testing could not be used in DOT alcohol testing. A third action extended the date by which transportation employees must use a new Federal Drug Testing Custody and Control Form. This series of actions is considered significant because of substantial public and congressional interest.

Timetable:

Action	Date	FR Cite
NPRM	12/15/92	57 FR 59409
NPRM Comment Period End	04/14/93	
Final Rule: Uniform Testing Procedures	02/15/94	59 FR 7340
Second NPRM: Use of Blood Alcohol Testing	02/15/94	59 FR 7367
Second NPRM: Comment Period End	05/16/94	
Final Rule: Technical Amendments	08/19/94	59 FR 42996
Final Rule: Blood Testing	12/02/94	59 FR 62218
Final Action	04/19/95	60 FR 19535

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/15/94 (59 FR 7367)

Agency Contact: Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-9306

RIN: 2105-AB95

2259. +LIMIT OF LIABILITY FOR DEEPWATER PORTS

Priority: Other Significant

Legal Authority: 33 USC 2704

CFR Citation: 33 CFR 137

Legal Deadline: None

Abstract: This rule establishes limits of liability for deepwater ports in general and for the Louisiana Offshore Port (LOOP) specifically. This action is considered significant because it is of substantial industry interest.

Timetable:

Action	Date	FR Cite
NPRM	02/08/95	60 FR 7652
NPRM Comment Period End	04/10/95	
Final Action	08/04/95	60 FR 39849

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Donald R. Trilling, Director, Office of Transportation Regulatory Affairs, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-4220

RIN: 2105-AC01

2260. PRIVACY ACT EXEMPTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 552a

CFR Citation: 49 CFR 10

Legal Deadline: None

Abstract: DOT is amending its rules implementing the Privacy Act of 1974 to exempt from certain provisions of the Act the Coast Guard's Joint Maritime Information Element Support System. This system is a multi-agency database of vessel movements around the world. Coast Guard has been selected by the other agencies to manage the database. This change insulates additional law enforcement records from access by the subjects of those records while investigations are ongoing.

Timetable:

Action	Date	FR Cite
NPRM	05/26/95	60 FR 27946
NPRM Comment Period End	06/26/95	
Final Action	08/24/95	60 FR 43982

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Robert I. Ross, Attorney, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-9154

Fax: 202 366-9170

RIN: 2105-AC05

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Completed Actions

2261. UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS TO STATE AND LOCAL GOVERNMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 CFR 322(a)

CFR Citation: 49 CFR 18

Legal Deadline: None

Abstract: The current rule is being revised, based on a National Performance Review recommendation. The threshold for local governments to use small purchase procedures is proposed to be raised to \$100,000. Procurement review levels are also being increased.

Timetable:

Action	Date	FR Cite
NPRM	10/25/94	59 FR 53706
NPRM Comment Period End	12/27/94	
Final Action	04/19/95	60 FR 19646
Final Action Effective	05/19/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: This action concerns a minor amendment to part 18. It appeared with an incorrect RIN number in the 4/19/95 Federal Register (2105-AB46). The overall revision to the current rule, a significant rulemaking, is located under RIN 2105-AB46.

Agency Contact: Robert G. Taylor, Chief, Grant Management Division, M-62, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4289

RIN: 2105-AC12

2262. +STATEMENT OF UNITED STATES INTERNATIONAL AIR TRANSPORTATION POLICY

Priority: Other Significant

Legal Authority: 49 USC 40101; 49 USC 40113; 49 USC 41102; 49 USC 41302; 49 USC 41310

CFR Citation: 14 CFR 399

Legal Deadline: None

Abstract: This statement of U.S. international air transportation policy, developed by the Department of Transportation in consultation with the Department of State and other executive agencies, sets forth objectives and guidelines for use by U.S. Government officials in carrying out U.S. international air transportation policy. This action is considered significant because it establishes Administration policy with respect to international aviation.

Timetable:

Action	Date	FR Cite
Request for Comments: Proposed Policy Statement	11/07/94	59 FR 55523
Final Action	05/03/95	60 FR 21841

Small Entities Affected: None

Government Levels Affected: None

Additional Information: On January 6, 1995, the Department asked for comments on a related report prepared by OST, "A Study of International Airline Code Sharing."

Agency Contact: William Boyd, Office of International Law, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4870

RIN: 2105-AC19

2263. PROCEDURES FOR TRANSPORTATION WORKPLACE DRUG AND ALCOHOL TESTING PROGRAMS (NONEVIDENTIAL ALCOHOL SCREENING DEVICES)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 101; 49 USC 102; 49 USC 301; 49 USC 302; 49 USC 322

CFR Citation: 49 CFR 40

Legal Deadline: None

Abstract: This action establishes testing procedures for non evidential alcohol screening devices. These procedures allow employees to use non-evidential saliva and breath devices to conduct DOT-mandated alcohol screening tests.

Timetable:

Action	Date	FR Cite
NPRM	01/17/95	60 FR 3371
NPRM Comment Period End	02/16/95	
Final Action	04/20/95	60 FR 19675
Final Action Effective	05/22/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Comments on amendments to sections 40.59(c), 40.63(d)(1), and 40.63(e)(2) were due on June 5, 1995.

Agency Contact: Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, Office of the Secretary, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9306

RIN: 2105-AC20

2264. • AVIATION ECONOMIC RULES

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 401; 49 USC 411; 49 USC 413; 49 USC 417; 49 USC 461

CFR Citation: 14 CFR 200; 14 CFR 201; 14 CFR 203; 14 CFR 204; 14 CFR 206; 14 CFR 215; 14 CFR 232; 14 CFR 271; 14 CFR 272; 14 CFR 291; 14 CFR 294; 14 CFR 296 to 298; 14 CFR 300; 14 CFR 313; 14 CFR 324

Legal Deadline: None

Abstract: The Department has undertaken a review of its aviation economic regulations in response to the Regulatory Reinvention Initiative and is amending various rules in order to eliminate obsolete provisions and correct outdated organizational and statutory references.

Timetable:

Action	Date	FR Cite
Final Action	08/22/95	60 FR 43521
Correction	09/05/95	60 FR 46018
Final Action Effective	09/21/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This action involves 23 parts of title 14 of the Code

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Completed Actions

of Federal Regulations. In addition to those listed above, there are 325, 372, 379, 398, and 399.

Agency Contact: Carol Woods, Air Carrier Fitness Division, Department of Transportation, Office of the Secretary,

400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-9721
RIN: 2105-AC27

**DEPARTMENT OF TRANSPORTATION (DOT)
 U.S. Coast Guard (USCG)**

Prerule Stage

2265. +FACILITY RESPONSE PLANS FOR HAZARDOUS SUBSTANCES (CGD 94-048)

Regulatory Plan: This entry is Seq. No. 86 in Part II of this issue of the Federal Register.

RIN: 2115-AE87

2266. +TANK VESSEL RESPONSE PLANS FOR HAZARDOUS SUBSTANCES (CGD 94-032)

Regulatory Plan: This entry is Seq. No. 87 in Part II of this issue of the Federal Register.

RIN: 2115-AE88

2267. • U.S. ATON SYSTEMS: WESTERN RIVERS MARKING SYSTEM AND PRIVATE AIDS TO NAVIGATION (CGD 94-091)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 14 USC 83; 14 USC 85; 33 USC 1233; 43 USC 1333

CFR Citation: 33 CFR 62.45; 33 CFR 62.51; 33 CFR 66.10

Legal Deadline: None

Abstract: Regulations will be revised to: (1) allow the Western Rivers Marking System to use all six flash characteristics that are in use in the US ATON system; and (2) remove some of the characteristics of the Uniform State Waterway Marking System (USWMS) so that it is similar to the US Aids to Navigation System. This change will allow the Coast Guard to provide more flash characteristics to ATON to enable the mariner to better differentiate between Federal and private aids to navigation.

Timetable:

Action	Date	FR Cite
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Notice of Request for 10/00/95
 Comments

Small Entities Affected: None

Government Levels Affected: State, Federal

Analysis: Regulatory Evaluation

Agency Contact: LTJG Chad Asplund, Project Manager, G-NSR-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-1386

RIN: 2115-AF14

2268. • ATON ON ARTIFICIAL ISLANDS AND FIXED STRUCTURES (CGD 95-052)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 14 USC 85; 33 USC 1233; 43 USC 1333

CFR Citation: 33 CFR 67.05; 33 CFR 67.10

Legal Deadline: None

Abstract: Regulations will be revised to make the light flashing scheme less confusing for the mariner. This will also change the procedure for marine industry manufacturers to have their products (fog signal emitters) inspected. Industry will send their fog signal emitters to independent laboratories instead of Coast Guard District Offices. (sec. 67.05-10 & 67.10-15).

Timetable:

Action	Date	FR Cite
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Notice of Request for 10/00/95
 Comments

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: LTJG Chad Asplund, Project Manager, G-NSR-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-1386

RIN: 2115-AF15

2269. • REGATTAS AND MARINE PARADES: PERMIT APPLICATION REQUIREMENTS (CGD 95-054)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1233

CFR Citation: 33 CFR 100

Legal Deadline: None

Abstract: This project would expand the information required in marine event permit applications to include appropriate needed information on environmental impacts of the events. The current permit application information requirements were promulgated prior to enactment of the environmental laws with which the Coast Guard must comply prior to taking final action on the permit applications. This project would amend current regatta and marine parade regulations for required permit application information to require the applicant to provide both navigational and environmental information to the Coast Guard early in the application process. This would enable the Coast Guard to process marine event permit applications in a more timely manner while complying with its responsibilities for consideration of environmental impacts.

Timetable:

Action	Date	FR Cite
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Notice of Request for 10/00/95
 Comments

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Prerule Stage

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations
Government Levels Affected: State, Local, Tribal

Analysis: Regulatory Evaluation
Agency Contact: Carlton Perry, Project Manager, G-NAB, Department of Transportation, U.S. Coast Guard, 2100

Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0979
RIN: 2115-AF17

**DEPARTMENT OF TRANSPORTATION (DOT)
 U.S. Coast Guard (USCG)**

Proposed Rule Stage

2270. REGATTAS AND MARINE PARADES (CGD 87-087)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1233
CFR Citation: 33 CFR 100.15
Legal Deadline: None

Abstract: This proposal would amend current regatta and marine parade regulations to increase the lead time requirement for submitting regatta permit applications. The rulemaking will allow the Coast Guard adequate time to review regatta permit applications, conduct appropriate coordination, and provide necessary public notice relating to regattas and marine events. In view of comments received, an SNPRM will be issued.

Timetable:

Action	Date	FR Cite
NPRM	02/04/88	53 FR 3221
NPRM Comment Period End	04/04/88	
SNPRM	10/00/95	

Small Entities Affected: Organizations
Government Levels Affected: None

Analysis: Regulatory Evaluation 02/04/88 (53 FR 3221)

Agency Contact: Carlton Perry, Project Manager, G-NAB, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0979
RIN: 2115-AC84

2271. TANK LEVEL OR PRESSURE MONITORING DEVICES (CGD 90-071)

Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 3703; PL 101-380
CFR Citation: 46 CFR 32
Legal Deadline: Final, Statutory, December 1, 1991.

Abstract: The Oil Pollution Act of 1990 requires the Secretary of Transportation

to issue regulations concerning the use of tank level or pressure monitoring devices for leak detection. This proposal would implement the provisions of the Act.

Timetable:

Action	Date	FR Cite
ANPRM	05/07/91	56 FR 21116
ANPRM Comment Period End	10/04/91	
Notice of Availability of Technical Feasibility Study	02/05/93	58 FR 2292
Notice of Public Meeting	11/15/94	59 FR 58810
NPRM	08/21/95	60 FR 43427
NPRM Comment Period End	11/20/95	
Final Action	10/00/97	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation

Additional Information: Formerly titled Overfill and Tank Level or Pressure Monitoring Devices.

Agency Contact: Randy Crenwelge, Project Manager, G-MES-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-6220
RIN: 2115-AD69

2272. +SECURITY FOR PASSENGER VESSELS AND PASSENGER TERMINALS (CGD 91-012)

Priority: Other Significant
Legal Authority: 33 USC 1226
CFR Citation: 33 CFR 120; 33 CFR 128
Legal Deadline: None

Abstract: The purpose of this action is to improve security measures on passenger vessels engaged in international voyages of 24 hours or more, and on the port facilities serving these vessels. This rulemaking is significant because of substantial public interest and safety implications. It is a

high-priority project and involves important departmental policy.

Timetable:

Action	Date	FR Cite
NPRM	03/25/94	59 FR 14290
NPRM Comment Period End	06/23/94	
Comment Period Reopened to 11/30/94	09/07/94	59 FR 46211
Notice of Public Hearings	09/07/94	59 FR 46211
SNPRM	12/00/95	

Small Entities Affected: None
Government Levels Affected: None
Public Compliance Cost: Initial Cost: \$26,000,000; Yearly Recurring Cost: \$9,000,000; Base Year for Dollar Estimates: 1994

Analysis: Regulatory Evaluation 03/25/94 (59 FR 14290)

Agency Contact: CDR Dennis Haise, Project Manager, G-MOS-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-6451
RIN: 2115-AD75

2273. SUSPENSION AND REVOCATION OF LICENSES, CERTIFICATES OF REGISTRY, AND MERCHANT MARINERS' DOCUMENTS (CGD 94-101)

Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 2101; 46 USC 7701; 46 USC 7702; 46 USC 7703
CFR Citation: 46 CFR 1; 46 CFR 5
Legal Deadline: None

Abstract: Amendments to 46 CFR 5 would add (1) guidance for prehearing suspension of licenses, certificates of registry, and merchant mariners' documents (credentials); (2) two new provisions under which a merchant mariner's credentials may be suspended or revoked; and (3) a new requirement that must be satisfied before a merchant

DOT—USCG

Proposed Rule Stage

mariner's credentials can be issued after revocation or surrender.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Agency Contact: Jim Cratty, Project Manager, G-MES-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-6742

RIN: 2115-AD94

2274. REPORTING MARINE CASUALTIES (CGD 91-216)

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 6101; 33 USC 1901 et seq

CFR Citation: 33 CFR 151; 46 CFR 4

Legal Deadline: None

Abstract: This action would add to the definition of a reportable marine casualty "significant harm to the environment." Some casualty reporting requirements are extended to include foreign tank vessels operating in U.S. waters, including the exclusive economic zone.

Timetable:

Action	Date	FR Cite
Notice of Meeting and Request for Comment, Comment Period End 02/20/95	12/20/94	59 FR 65522
NPRM	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Jim Cratty, Project Manager, G-MES-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-6742

RIN: 2115-AD98

2275. +STRUCTURAL AND OPERATIONAL MEASURES TO REDUCE OIL SPILLS FROM EXISTING TANK VESSELS WITHOUT DOUBLE HULLS (CGD 91-045)

Regulatory Plan: This entry is Seq. No. 88 in Part II of this issue of the Federal Register.

RIN: 2115-AE01

2276. +USER FEES FOR APPROVALS OF EQUIPMENT, LABORATORIES, AND SERVICING FACILITIES (CGD 92-013)

Priority: Other Significant

Legal Authority: 46 USC 2110; 46 USC 664; 31 USC 9701

CFR Citation: 33 CFR 159

Legal Deadline: None

Abstract: This regulatory project would establish direct user fees for Coast Guard services relating to equipment approvals, factory inspections, acceptance of independent laboratories and acceptance of servicing, repair, and testing facilities. The proposed fees are based on average workload, personnel, and overhead costs. The fees collected will be deposited in the general funds of the U.S. Treasury as offsetting receipts for Coast Guard activities. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Mr. Jack Klingel, Project Manager, G-MES, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-1044

RIN: 2115-AE18

2277. HANDLING OF EXPLOSIVES OR OTHER DANGEROUS CARGOES WITHIN OR CONTIGUOUS TO WATERFRONT FACILITIES (CGD 92-026)

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1231

CFR Citation: 33 CFR 126

Legal Deadline: None

Abstract: This action would update regulations governing the handling of breakbulk, containerized, and dry bulk dangerous cargoes on waterfront facilities.

Timetable:

Action	Date	FR Cite
ANPRM	01/13/93	58 FR 4127
ANPRM Comment Period End	04/13/93	
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: Independent study has been completed and incorporated with comments from the public in the preparation of the proposed rulemaking.

Agency Contact: CDR Dennis Haise, Project Manager, G-MOS-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-6451

RIN: 2115-AE22

2278. AMENDMENTS TO HULL IDENTIFICATION NUMBER REGULATIONS AND NEW REQUIREMENTS FOR CERTIFICATES OF ORIGIN (CGD 92-065)

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 4302; 46 USC 12501

CFR Citation: 33 CFR 181

Legal Deadline: None

Abstract: This rulemaking would expand the length of the hull identification number (HIN) to include information about a vessel and function as a vessel identification number. The rulemaking would also require manufacturers to supply a Certificate of Origin (COO) with each vessel produced to ensure documented certification of this information and establish a chain of ownership. These regulations to provide information identifying vessels and establishing evidence of vessel ownership are needed to help develop a Vessel Identification System (VIDS).

Timetable:

Action	Date	FR Cite
NPRM	05/06/94	59 FR 23651
NPRM Comment Period End	09/06/94	

DOT—USCG

Proposed Rule Stage

Action	Date	FR Cite
Notice of Workshop; Comment Period Reopened to 01/09/95	11/09/94	59 FR 55823
SNPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: Alston Colihan, Project Manager, G-NAB-6, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0984
RIN: 2115-AE37

2279. +ESCORT VESSELS IN CERTAIN U.S. WATERS (91-202A)

Priority: Other Significant
Legal Authority: PL 101-380; 46 USC 3703
CFR Citation: 33 CFR 168
Legal Deadline: None
Abstract: This regulation would designate those U.S. waters, other than Prince William Sound and Puget Sound, where tankers and other vessels must be escorted by a towing vessel or other appropriate vessel. This action is considered significant because of substantial public and State government interest.

Timetable:

Action	Date	FR Cite
ANPRM	04/27/93	58 FR 25766
ANPRM Comment Period End	06/28/93	
Notice of Meeting and Request for Comments, Period Ends 2/13/95	12/21/94	59 FR 65741
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Additional Information: This rulemaking is a companion to 2115-AE10, which concerns Prince William Sound and Puget Sound.
Agency Contact: Tom Jordan, Project Manager, G-MMS-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593
 Phone: 202 267-0142
RIN: 2115-AE56

2280. APPROVAL OF INFLATABLE PERSONAL FLOTATION DEVICES (PFDs) FOR RECREATIONAL BOATERS (CGD 93-055)

Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 4302; 46 USC 4310
CFR Citation: 46 CFR 160
Legal Deadline: None

Abstract: The Coast Guard proposes to establish approval procedures for recreational inflatable personal flotation devices (PFDs), revise the approval procedures for other kinds of recreational PFDs, and make editorial changes to the equipment approval procedures. These procedures are intended to establish an efficient approval procedure for PFDs and other equipment relying more heavily on accepted independent or recognized laboratories. The Coast Guard anticipates that recreational boaters will be more likely to wear inflatable PFDs than currently approved devices, thereby increasing use of PFDs by the boating public and saving lives.

Timetable:

Action	Date	FR Cite
ANPRM	11/09/93	58 FR 59428
Notice of Meeting	02/24/94	59 FR 9015
ANPRM Comment Period End	03/09/94	
NPRM	06/23/95	60 FR 32861
NPRM Comment Period End	10/23/95	
Final Action	06/00/96	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: Sam Wehr, Project Manager, G-MMS-4, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593
 Phone: 202 267-1073
RIN: 2115-AE58

2281. AMENDMENT TO 46 CFR 14: REVISE RECORDKEEPING OF SHIPPING ARTICLES AND CERTIFICATES OF DISCHARGE (CGD 94-004)

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

Legal Authority: 46 USC 2103; 46 USC 2113; 46 USC 3306; 46 USC 10104; 46 USC 10302; 46 USC 10320

CFR Citation: 46 CFR 14

Legal Deadline: None

Abstract: The Coast Guard proposes to eliminate the requirement for maritime operating companies to submit copies of shipping articles, certificates of discharge, and other seamen employment documents to the Coast Guard. Companies will still be required to submit information contained in the certificates of discharge, but will be allowed to submit the required information electronically.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Additional Information: Funding to maintain shipping articles and certificates of discharge has been eliminated beginning October 01, 1994. The amount is \$460,000 per year.
Agency Contact: Justine Bunnell, Project Manager, NMC, Department of Transportation, U.S. Coast Guard, National Maritime Center, 4200 Wilson Boulevard, Suite 510, Arlington, VA 22203
 Phone: 703 235-1951
RIN: 2115-AE72

2282. INLAND WATERWAYS NAVIGATION REGULATIONS; WRANGELL NARROWS, AK (CGD 94-026)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1231
CFR Citation: 33 CFR 162
Legal Deadline: None

Abstract: This rulemaking will allow single barge tows of up to 100 feet in width overall to transit Wrangell Narrows, AK. Current size restriction is 80 feet in width overall.

Timetable:

Action	Date	FR Cite
NPRM	09/15/95	60 FR 47905
NPRM Comment Period End	11/14/95	
Final Action	12/00/95	

DOT—USCG

Proposed Rule Stage

Small Entities Affected: Undetermined
Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Agency Contact: Diane Appleby, Project Manager, G-NVT-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0352
RIN: 2115-AE78

2283. NAVIGATION SAFETY EQUIPMENT FOR TOWING VESSELS (CGD 94-020)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1223; 33 USC 1231
CFR Citation: 33 CFR 164

Legal Deadline: None

Abstract: This regulation will require towing vessels to carry certain navigation safety equipment such as radar, compasses, depth sounders, charts and publications. This rulemaking is necessary as part of a comprehensive initiative to improve navigation safety for towing vessels.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation

Agency Contact: LCDR Suzanne Englebert, Project Manager, G-MES-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-6490
RIN: 2115-AE91

2284. PROGRAMS FOR CHEMICAL DRUG AND ALCOHOL TESTING OF COMMERCIAL VESSEL PERSONNEL: REMOVAL OF FOREIGN IMPLEMENTATION DATE (CGD 95-011)

Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 2103; 46 USC 3306; 46 USC 7101; 46 USC 7301; 46 USC 7701
CFR Citation: 46 CFR 16

Legal Deadline: None

Abstract: This project would remove the effective date of regulations

governing drug testing onboard vessels within waters subject to a foreign jurisdiction.

Timetable:

Action	Date	FR Cite
NPRM	08/21/95	60 FR 43426
NPRM Comment Period End	10/20/95	
Final Action	12/00/95	

Small Entities Affected: None
Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: LCDR D. Darcy, Project Manager, G-MOS-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0221

RIN: 2115-AF02

2285. ADOPTION OF INDUSTRY STANDARDS (CGD 95-027)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 46 USC 3306; 46 USC 4104

CFR Citation: 33 CFR 154

Legal Deadline: None

Abstract: This rulemaking will revise or remove sections of 46 CFR that are obsolete, unnecessary or excessive by addressing regulations that can be replaced with proven industry standards without degrading the existing level of safety.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: LCDR R. K. Butturini, Project Manager, G-MMS-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0027

RIN: 2115-AF09

2286. IDENTIFICATION AND REMOVAL OF OBSOLETE AND UNNECESSARY REGULATIONS (CGD 95-028)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 46 USC 3306; 46 USC 4104

CFR Citation: 46 CFR 26; 46 CFR 30 to 35

Legal Deadline: None

Abstract: This rulemaking will revise or remove sections of 46 CFR that are excessive when compared to various international standards.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: LCDR R. K. Butturini, Project Manager, G-MMS-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0027

RIN: 2115-AF10

2287. NUMBERING OF UNDOCUMENTED BARGES (CGD 93-091)

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 12301

CFR Citation: 33 CFR 189

Legal Deadline: None

Abstract: The rulemaking would establish a mandatory numbering system, as required by law, for the numbering of undocumented barges over 100 gross tons. The numbering of undocumented barges will allow identification of owners of barges found abandoned and help to prevent future marine pollution from abandoned barges.

Timetable:

Action	Date	FR Cite
Notice of Request for Comments	10/18/94	59 FR 52646
Comment Period Ends	01/17/95	
NPRM	04/00/96	

DOT—USCG

Proposed Rule Stage

Small Entities Affected: Businesses
Government Levels Affected: State, Federal
Analysis: Regulatory Evaluation
Agency Contact: Carlton Perry, Project Manager, G-NAB, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0979
RIN: 2115-AF13

2288. • ADVANCE NOTICE OF ARRIVALS, DEPARTURES, AND CERTAIN DANGEROUS CARGOES (CGD 94-089)
Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1223; 33 USC 1231

CFR Citation: 33 CFR 160
Legal Deadline: None
Abstract: This project will amend the requirements for notice of arrival and departure in 33 CFR 160, Subpart C. Section 160.207 will now apply to non-excepted vessels over 300 gross tons destined for or departing from all ports and places of the United States, and to all non-excepted foreign vessels, regardless of tonnage, destined for or departing from all ports and places of the Seventh District. A vessel's owner, operator, classification society, International Maritime Organization (IMO) Number, and 24-hour point of contact will become reportable under the requirements of notice in sections 160.207 through .213, with exceptions for barges carrying certain dangerous cargo. These changes will aid in the

elimination of substandard ships from U.S. waters, improve emergency response, and facilitate the enforcement of requirements for Certificate of Financial Responsibility.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation

Agency Contact: CDR Dennis Haise, Project Manager, G-MES-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-6451
RIN: 2115-AF19

**DEPARTMENT OF TRANSPORTATION (DOT)
 U.S. Coast Guard (USCG)**

Final Rule Stage

2289. TANKERMEN (CGD 79-116)
Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 3703; 46 USC 7317; 46 USC 8703; 46 USC 9101; 46 USC 9102
CFR Citation: 33 CFR 154; 33 CFR 155; 46 CFR 7; 46 CFR 12; 46 CFR 13; 46 CFR 30; 46 CFR 31; 46 CFR 35; 46 CFR 78; 46 CFR 90; 46 CFR 97; 46 CFR 98; 46 CFR 105; 46 CFR 151; 46 CFR 153; ...
Legal Deadline: None
Abstract: Rulemaking would redefine and establish more stringent qualifying criteria for individuals engaged in transporting and transferring various categories of oil and dangerous liquid cargoes. The Port and Tanker Safety Act of 1978 mandated the establishment of personnel qualification and manning standards for tank vessels. In addition, the International Convention on the Standards for Training, Certification, and Watchkeeping for Seafarers 1978 (STCW) has entered into effect and establishes international standards for tank vessel personnel qualifications. In view of the length of time since publication of the NPRM, a supplemental NPRM was issued.
Timetable:

Action	Date	FR Cite
NPRM	12/18/80	45 FR 83268

Action	Date	FR Cite
NPRM Comment Period End	03/18/81	
SNPRM; Comment Period End	10/17/89	54 FR 42624
Interim Final Rule	01/16/90	
Interim Final Rule	04/04/95	60 FR 17134
Interim Final Rule Comment Period End	06/30/95	
Final Action	03/00/96	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 12/18/80 (45 FR 83268)
Additional Information: Former title: Qualifications of the Person in Charge of Oil Transfer Operations: Tankerman Requirements (79-116). Public meetings were held during January and February of 1981. Docket 79-116a (RIN 2115-AD18) has been included in this project and will no longer be listed as a separate Regulatory Agenda item.
Agency Contact: Stewart Walker, Project Manager, G-MCO-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0479
RIN: 2115-AA03

2290. +OFFSHORE SUPPLY VESSEL REGULATIONS (CGD 82-004 & CGD 86-074)
Priority: Other Significant
Legal Authority: 46 USC 3301; 46 USC 3305; 46 USC 3306
CFR Citation: 46 CFR 90; 46 CFR 125 to 136; 46 CFR 170; 46 CFR 174; 46 CFR 175
Legal Deadline: None
Abstract: These regulations would consolidate existing Offshore Safety Vessel standards and policy into a single subchapter and make specific revisions to accommodate the unique characteristics and methods of operation and the service in which the vessels are engaged. Rules specifically applicable to liftboats would be included. Because of substantial public interest in certain aspects of this proposal, it has been classified as significant.

Timetable:

Action	Date	FR Cite
ANPRM	02/14/83	48 FR 6636
Comment Period Extended to	06/09/83	48 FR 26631
ANPRM Comment Period End	09/12/83	
ANPRM Comment Period End	06/14/83	
ANPRM of Consolidated RIN	04/16/87	52 FR 12439
		2115-AC63

DOT—USCG

Final Rule Stage

Action	Date	FR Cite
NPRM	05/09/89	54 FR 20006
Comment Period Extended to 12/06/89	08/31/89	54 FR 36040
NPRM Comment Period End	09/06/89	
Interim Final Rule	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 05/09/89 (54 FR 20006)

Additional Information: Coast Guard Docket 86-074 (RIN 2115-AC63) titled Regulations for Self-Elevating Offshore Service and Support Vessels was combined with this project. Public hearing was held in New Orleans 09/13/89 in response to House subcommittee request.

Agency Contact: Jim Magill, Project Manager, G-MOS-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-1082

RIN: 2115-AA77

2291. +LIFESAVING EQUIPMENT—IMPLEMENTATION OF 1983 AMENDMENTS TO SOLAS 1974 (CGD 84-069)

Priority: Other Significant

Legal Authority: 46 USC 3306

CFR Citation: 46 CFR 31; 46 CFR 33; 46 CFR 35; 46 CFR 70; 46 CFR 71; 46 CFR 75; 46 CFR 78; 46 CFR 91; 46 CFR 94; 46 CFR 97; 46 CFR 107; 46 CFR 108; 46 CFR 109; 46 CFR 154; 46 CFR 160; ...

Legal Deadline: None

Abstract: This project would implement the provisions of the 1983 amendments to SOLAS 1974 (Safety of Life at Sea) which came into force in July of 1986. It would also reorganize the lifesaving equipment regulations in order to simplify, clarify, and reduce redundancy. This rulemaking is significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
ANPRM	12/31/84	49 FR 50745
ANPRM Comment Period End	03/01/85	
NPRM	04/21/89	54 FR 16198
NPRM Comment Period End	08/21/89	

Action	Date	FR Cite
Comment Period Reopened to 01/03/90	10/05/89	54 FR 41124
Notice of Public Hearing in Seattle	10/05/89	54 FR 41124
Interim Final Rule	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 04/21/89 (54 FR 16198)

Additional Information: CFR CITATION CONT: 46 CFR 30; 46 CFR 90; 46 CFR 112; 46 CFR 125; 46 CFR 133; 46 CFR 161; 46 CFR 167; 46 CFR 168; 46 CFR 188; 46 CFR 192; 46 CFR 196; 46 CFR 199.

Agency Contact: Bob Markle, Project Manager, G-MMS-4, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-1076

RIN: 2115-AB72

2292. TRAINING IN THE USE OF AUTOMATIC RADAR PLOTTING AIDS (ARPA) (CGD 85-089)

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1223; 46 USC 3703

CFR Citation: 33 CFR 164; 46 CFR 10

Legal Deadline: None

Abstract: This rulemaking was initiated to establish a requirement for training in the use of ARPA for licensed deck officers on vessels fitted with ARPA units. Existing International Maritime Organization (IMO) guidelines were used in drafting the proposed requirements. These IMO guidelines are being replaced with the implementation of the 1995 Amendments to the International Convention on Standards of Training, Certification, and Watchkeeping for Seafarers (STCW). As a result, the Coast Guard is withdrawing this rulemaking with the intention of initiating another rulemaking implementing the new requirements when they become effective in February 1997.

Timetable:

Action	Date	FR Cite
ANPRM	10/24/85	50 FR 43258
ANPRM Comment Period End	12/23/85	

Action	Date	FR Cite
NPRM	03/07/90	55 FR 8155
NPRM Comment Period End	06/05/90	
To Be Withdrawn	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/07/90 (55 FR 8155)

Agency Contact: Robert S. Spears, Jr., Project Manager, NMC, Department of Transportation, U.S. Coast Guard, National Maritime Center, 4200 Wilson Boulevard, Suite 510, Arlington, VA 22203
Phone: 703 235-1864

RIN: 2115-AB99

2293. +SMALL PASSENGER VESSEL INSPECTION AND CERTIFICATION (CGD 85-080)

Priority: Other Significant

Legal Authority: 46 USC 3306

CFR Citation: 46 CFR 170; 46 CFR 171; 46 CFR 173; 46 CFR 175 to 185

Legal Deadline: None

Abstract: This rulemaking would revise subchapters S and T and create a new subchapter K to reflect statutory changes, incorporate new technology, and improve safety requirements. Among the changes contemplated would be a change in inspection intervals, drydocking intervals, lifesaving equipment requirements, and fire protection requirements. This action is considered significant because it affects a broad class of vessels, and there has been substantial public interest evidenced.

Timetable:

Action	Date	FR Cite
NPRM	01/30/89	54 FR 4412
Notice of Hearings and Comment Period Extended to 07/31/89	04/26/89	54 FR 17997
Notice of Public Hearing Change	05/25/89	54 FR 22608
NPRM Comment Period End	05/30/89	
Notice of Intent to Publish SNPRM	09/18/89	54 FR 38410
SNPRM; Comment Period End	01/13/94	59 FR 1994
Notice of Public Hearing	06/13/94	
Notice of Public Hearing	03/25/94	59 FR 14132
Interim Final Rule	10/00/95	

DOT—USCG

Final Rule Stage

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 01/30/89 (54 FR 4412)

Additional Information: On January 13, 1994 the Coast Guard published a Supplemental Notice of Proposed Rulemaking (SNPRM) containing the proposed completed revision of the regulations governing small passenger vessels. A new Subchapter K was introduced for small passenger vessels carrying more than 150 passengers or more than 49 overnight passengers. Seven public hearings were held throughout the country and the comment period closed June 13, 1994. An Interim Final Rule (IFR) will be published adopting many of the solutions suggested in the comments. It will provide an opportunity for public comment on those solutions.

Agency Contact: LT Eric P. Christensen, Project Manager, G-MOS-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-1055

RIN: 2115-AC22

2294. REVISION TO INFLATABLE LIFE RAFT APPROVAL: SOLAS 74/83 (CGD 85-205)

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 3306(a)

CFR Citation: 46 CFR 159; 46 CFR 160

Legal Deadline: None

Abstract: This project would establish approval requirements for inflatable liferafts meeting the 1983 Amendments to the 1974 Safety of Life at Sea Convention.

Timetable:

Action	Date	FR Cite
ANPRM; RIN 2115-AA50	06/29/81	46 FR 33341
NPRM; RIN 2115-AA50	01/11/85	50 FR 7558
Comment Period Extended to 10/14/85; RIN 2115-AA50	07/05/85	50 FR 27628
Comment Period Extended to 01/10/86; RIN 2115-AA50	09/09/85	50 FR 36639
ANPRM; RIN 2115-AA57	08/14/86	51 FR 29117

Action	Date	FR Cite
Notice of Public Meeting; RIN 2115-AA57	12/22/86	51 FR 45783
NPRM	10/18/94	59 FR 52590
NPRM Comment Period End	02/15/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: Two related projects have been consolidated into this one: Inflatable Liferaft Stability (CGD 80-113), RIN 2115-AA50, and Servicing Inflatable Liferrafts (CGD 81-010), RIN 2115-AA57.

Agency Contact: Mr. Kurt Heinz, Project Manager, G-MMS-4, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-1079

RIN: 2115-AC51

2295. IMPLEMENTATION OF THE COMMERCIAL FISHING-INDUSTRY VESSEL SAFETY ACT (CGD 88-079)

Priority: Other Significant

Legal Authority: 46 USC 4502; 46 USC 4506; 46 USC 6104(c); 46 USC 10603(b)

CFR Citation: 46 CFR 28

Legal Deadline: Final, Statutory, January 1, 1993.

Abstract: The Commercial Fishing Industry Act of 1988 requires the Secretary of Transportation to prescribe regulations for certain safety equipment and vessel operating procedures. A final rule establishing requirements for navigation, radio, firefighting, and lifesaving equipment, and fuel, ventilation, and electrical systems was published in August, 1991. Regulations have also been proposed to address vessel stability and lifesaving appliances. Additionally, an interim final rule established immersion suit requirements. Regulations for immersion suits on vessels operating on seasonally cold waters have also been proposed. This rulemaking is considered significant because of its impact on the commercial fishing industry.

Timetable:

Action	Date	FR Cite
ANPRM of Consolidated RIN 2115-AC34	07/09/87	52 FR 25890
ANPRM Correction of Consolidated RIN 2115-AC34	08/10/87	52 FR 29556
ANPRM	12/29/88	53 FR 52735
ANPRM Comment Period End	02/27/89	
ANPRM Comment Period Extended to 04/15/89	03/02/89	54 FR 8765
NPRM	04/19/90	55 FR 14924
NPRM Comment Period End	08/20/90	
Notice of Intent to Publish SNPRM	08/31/90	55 FR 35694
Final Action Except SNPRM Issues; Final Action Effective 09/15/91	08/14/91	56 FR 40364
Final Rule Correction Correcting Amendments to Final Action of 08/14/91	09/20/91	56 FR 47679
	01/06/92	57 FR 363
Interim Final Rule; Immersion Suits	08/03/92	57 FR 34188
SNPRM; To Address Stability and Other Small Fishing Vessel Issues	10/27/92	57 FR 48670
SNPRM Correction	12/03/92	57 FR 57129
SNPRM Comment Period Extended to 02/28/93	12/18/92	57 FR 60158
SNPRM Correction	01/06/93	58 FR 630
NPRM; Seasonally Cold Waters	05/20/93	58 FR 29502
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/27/92 (57 FR 48670)

Additional Information: The final rule published 08/14/91 addressed most issues raised in the NPRM. A final rule implementing provisions of the Aleutian Trade Act is being handled under RIN 2115-AE77. Stability for vessels less than 79 feet in length, survival for vessels operating near shore with less than four persons on board, and requirements for carriage of immersion suits have been addressed separately. These remaining issues will be subject of a combined final rule. Coast Guard docket 86-024 titled Uninspected Fish Processing Vessels (RIN 2115-AC34) has been incorporated into this project.

DOT—USCG

Final Rule Stage

Agency Contact: LCDR Mark D. Bobal, Project Manager, G-MOS-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0836

RIN: 2115-AD12

2296. VESSEL IDENTIFICATION SYSTEM (CGD 89-050)

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 2103; 46 USC 12501

CFR Citation: 33 CFR 187

Legal Deadline: None

Abstract: 46 USC 12501 requires the Secretary of Transportation to establish a Vessel Identification System (VIS). This rulemaking will prescribe the manner and form for participating States to make information available for VIS; to establish guidelines for State vessel titling systems; and to establish procedures for certifying compliance with those guidelines.

Timetable:

Action	Date	FR Cite
ANPRM	09/15/89	54 FR 38358
ANPRM Comment Period End	12/14/89	
NPRM	10/05/93	58 FR 51920
NPRM Correction	10/15/93	58 FR 53624
NPRM Comment Period End	01/03/94	
NPRM Comment Period Reopened to	02/24/94	59 FR 8881
	03/28/94	
Interim Final Rule	04/25/95	60 FR 20310
Interim Final Rule Comment Period End	07/24/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/05/93 (58 FR 51920)

Agency Contact: LCDR Rick Ferraro, Project Manager, G-MIR-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0386

RIN: 2115-AD35

2297. +FINANCIAL RESPONSIBILITY FOR WATER POLLUTION (VESSELS) (CGD 91-005)

Priority: Other Significant

Legal Authority: 33 USC 2716; 42 USC 9608

CFR Citation: 33 CFR 130 to 132; 33 CFR 137

Legal Deadline: None

Abstract: This rulemaking implements the provisions concerning financial responsibility for vessels in the Oil Pollution Act of 1990 and the Comprehensive Environmental Response Compensation and Liability Act. It prescribes the means by which owners and operators of vessels establish and maintain evidence of insurance or other evidence of financial responsibility sufficient to meet their potential limits of liability under these Acts. This rule is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	09/26/91	56 FR 49006
NPRM Comment Period End	11/25/91	
NPRM Comment Period Extended to	12/02/91	56 FR 61216
	01/24/92	
Notice of Availability of Draft Regulatory Impact Analysis	07/21/93	58 FR 38993
Interim Final Rule	07/01/94	59 FR 34210
Interim Final Rule Comment Period End	09/29/94	59 FR 34210
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/01/94 (59 FR 34210)

Additional Information: The Oil Pollution Act of 1990 (OPA) repealed or superseded certain oil spill liability provisions under the Federal Water Pollution Control Act (33 USC 1321), title III of the Outer Continental Shelf Lands Act Amendments of 1978 (43 USC 1814), the Trans-Alaska Pipeline Authorization Act (43 USC 1653), and the Deepwater Port Act of 1974 (33 USC 1517). The financial responsibility provisions of those Acts were replaced by a single financial responsibility regime under OPA and keyed to the broader liability of OPA. In addition to financial responsibility requirements under OPA, which is limited to oil, this

project would include financial responsibility requirements under the Comprehensive Environmental Response, Compensation, and Liability Act, which concerns hazardous substances. This consolidation would allow the issuance of a single, unified Certificate of Financial Responsibility for vessels, replacing separate certificates and financial responsibility regimes under the previously mentioned Acts.

Agency Contact: Robert M. Skall, Project Manager, G-NPFC, Department of Transportation, U.S. Coast Guard, National Pollution Funds Center, 4200 Wilson Blvd, Suite 1000, Arlington, VA 22203-1804
Phone: 703 235-4704

RIN: 2115-AD76

2298. +TANK VESSEL RESPONSE PLANS (CGD 91-034)

Priority: Other Significant

Legal Authority: 33 USC 1231; 33 USC 1321(j); 33 USC 1903(b); 33 USC 2735; 46 USC 3715; PL 101-380

CFR Citation: 33 CFR 155

Legal Deadline: Final, Statutory, August 18, 1992.

Abstract: This rulemaking partially implements sections 4202(b)(4) and 5005 of the Oil Pollution Act of 1990, P.L. 101-380 (OPA-90), concerning tank vessel and facility response plans. Section 4202(b)(4) of the OPA-90 amends section 311(j)(5) of the Federal Water Pollution Control Act (FWPCA), which requires owners and operators of tank vessels and facilities to develop response plans for responding to worst-case discharges (or substantial threat thereof) of oil or hazardous substances. Section 5005 requires that response plans for tank vessels operating in Prince William Sound, Alaska, and facilities permitted under the Trans-Alaska Pipeline Authorization Act provide for additional measures of oil spill preparedness. This action is considered significant because of substantial public interest and environmental considerations. This rulemaking covers tank vessel requirements for oil-spill response plans. A separate rulemaking under RIN 2115-AE88 will address tank vessel response plans for hazardous substances. Facility response plan requirements for oil and hazardous substances will also be addressed by

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separate rulemakings under RINs 2115-AD82 and 2115-AE87, respectively.

Timetable:

Action	Date	FR Cite
ANPRM	08/30/91	56 FR 43534
ANPRM Comment Period End	10/16/91	
NPRM	06/19/92	57 FR 27514
NPRM Correction	07/01/92	57 FR 29354
Notice of Meetings	07/28/92	57 FR 33287
NPRM Comment Period End	08/03/92	
Interim Final Rule	02/05/93	58 FR 7376
Interim Final Rule Correction	03/15/93	58 FR 13708
Interim Final Rule Comment Period End	04/06/93	58 FR 7376
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation 02/05/93 (58 FR 7376)

Additional Information: The status of development of response plans was published 08/21/92 (57 FR 37920). A workshop notice was published 07/16/93 (58 FR 38450), and an additional day added 07/22/93 (58 FR 39272).

Agency Contact: Janet Walton, Project Manager, G-MES-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0257

RIN: 2115-AD81

2299. +FACILITY RESPONSE PLANS (CGD 91-036)

Priority: Other Significant

Legal Authority: 33 USC 1321(j); PL 101-380

CFR Citation: 33 CFR 154

Legal Deadline: Final, Statutory, August 18, 1992.

Abstract: This rulemaking partially implements sections 4202(b)(4) and 5005 of the Oil Pollution Act of 1990, P.L. 101-380 (OPA 90), concerning tank vessel and facility response plans. Section 4202(b)(4) of OPA-90 amends section 311(j)(5) of the Federal Water Pollution Control Act (FWPCA), which requires owners and operators of tank vessels and facilities to develop response plans for responding to worst-case discharges (or substantial threat

thereof) of oil or hazardous substances. Section 5005 requires that response plans for tank vessels operating in Prince William Sound, Alaska, and facilities permitted under the Trans-Alaska Pipeline Authorization Act provide for additional measures of oil spill preparedness. This action is considered significant because of substantial public interest and environmental considerations. This rulemaking covers facility requirements for oil-spill response plans. A separate rulemaking under RIN 2115-AE87 will address facility response plans for hazardous substances. Tank vessel response plan requirements for oil and hazardous substances will also be addressed by separate rulemakings under RINs 2115-AD81 and 2115-AE88, respectively.

Timetable:

Action	Date	FR Cite
ANPRM	03/11/92	57 FR 8708
ANPRM Comment Period End	04/27/92	
Interim Final Rule	02/05/93	58 FR 7330
Interim Final Rule Correction	03/12/93	58 FR 13550
Interim Final Rule Comment Period End	04/06/93	58 FR 7330
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/05/93 (58 FR 7330)

Additional Information: A workshop notice was published 07/16/93 (58 FR 38450), and an additional day added 07/22/93 (58 FR 39272).

Agency Contact: Janet Walton, Project Manager, G-MES-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0257

RIN: 2115-AD82

2300. CRIMINAL RECORD REVIEWS AND ACCESS TO THE NATIONAL DRIVER REGISTER (CGD 91-212)

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 7101; 46 USC 7109; 46 USC 7302

CFR Citation: 46 CFR 10; 46 CFR 12

Legal Deadline: None

Abstract: This action would provide the Coast Guard discretionary authority

to review the criminal record of each applicant for a merchant mariner credential and require that each merchant mariner credential applicant make available information contained in the National Driver Register (NDR). The regulation would create procedures to allow an applicant for a license, Certificate of Registry, or merchant mariner document to comment upon any data received from the NDR before the data could be used against an individual merchant mariner's application. RIN-AD96, concerning national driver registry data, has been consolidated into this rulemaking.

Timetable:

Action	Date	FR Cite
NPRM	03/13/95	60 FR 13570
NPRM Comment Period End	06/12/95	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Jim Cratty, Project Manager, G-MES-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-6742

RIN: 2115-AD93

2301. NEW YORK VESSEL TRAFFIC SERVICE (CGD 92-052)

Priority: Other

Legal Authority: 33 USC 1231

CFR Citation: 33 CFR 161

Legal Deadline: None

Abstract: The Coast Guard is expanding the geographic boundaries of VTS New York in two phases. The Interim Final Rule published 09/01/93 implemented the first expansion phase. A final rule will implement the final phase in late 1995.

Timetable:

Action	Date	FR Cite
NPRM	05/25/93	58 FR 30098
NPRM Comment Period End	07/09/93	
Interim Final Rule	09/01/93	58 FR 46081
Interim Final Rule Effective	10/18/93	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

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Analysis: Regulatory Evaluation
09/01/93 (58 FR 46081)

Agency Contact: Irene Hoffman,
Project Manager, G-NVT-1, Department
of Transportation, U.S. Coast Guard,
2100 Second Street SW., Washington,
DC 20593-0001
Phone: 202 267-6277

RIN: 2115-AE36

**2302. INLAND NAVIGATION RULES;
LIGHTING PROVISIONS (CGD 94-011)**

Priority: Substantive, Nonsignificant

Legal Authority: 14 USC 2; 14 USC
633; 33 USC 151(a); 33 USC 2071

CFR Citation: 33 CFR 80; 33 CFR 82;
33 CFR 84; 33 CFR 87; 33 CFR 88; 33
CFR 90

Legal Deadline: None

Abstract: This rulemaking would
amend certain technical lighting
provisions and interpretive regulations
which supplement the Inland
Navigation Rules and the International
Regulations for Preventing Collisions at
Sea (72 COLREGS). These changes
would bring certain technical rules into
conformity with amendments to the 72
COLREGS scheduled to become
effective in November, 1995. The Coast
Guard is also proposing several
interpretive regulations to clarify
ambiguities in the rules.

Timetable:

Action	Date	FR Cite
NPRM	07/20/94	59 FR 37003
NPRM Correction	08/24/94	59 FR 43620
NPRM Comment Period End	09/19/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: Final effective
date will be no earlier than October
1995 to correspond with effective date
of COLREGS amendments. The NPRM
of 07/20/94 erroneously indicated RIN
2115-AE72.

Agency Contact: Diane Appleby,
Project Manager, G-NVT-3, Department
of Transportation, U.S. Coast Guard,
2100 Second Street SW., Washington,
DC 20593-0001
Phone: 202 267-0352

RIN: 2115-AE71

**2303. REVISION OF DAMAGE
STABILITY REQUIREMENTS FOR NEW
PASSENGER SHIP DESIGNS (CGD 94-
010)**

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 1333(d); 46
USC 3306; 46 USC 3703; 46 USC 5115;
50 USC 198

CFR Citation: 46 CFR 171.080(e)

Legal Deadline: None

Abstract: This proposal would revise
the passenger vessel damage stability
criteria in 46 CFR 171.080(e) for new
domestic vessels.

Timetable:

Action	Date	FR Cite
NPRM	08/10/94	59 FR 40855
Notice of Public Hearing	08/10/94	59 FR 40855
Notice of Meeting and Comment Period Extended to 12/16/94	11/04/94	59 FR 55232
NPRM Comment Period End	12/16/94	
Final Action	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: LCDR R. Holzman,
Project Manager, G-MMS-2, Department
of Transportation, U.S. Coast Guard,
2100 Second Street SW., Washington,
DC 20593-0001
Phone: 202 267-0143

RIN: 2115-AE75

**2304. ALEUTIAN TRADE ACT (CGD
94-025)**

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 3316; 46 USC
4502; 46 USC 4506; 46 USC 6104; 46
USC 10603; 49 app USC 1804

CFR Citation: 46 CFR 28

Legal Deadline: None

Abstract: This will create a separate
project limited to implementation of
the Aleutian Trade Act (ATA). It will
establish safety requirements for
common carriers. Regulations proposed
for these vessels in a Supplemental
Notice of Proposed Rulemaking
published October 27, 1992 (57 FR
48670), will be modified and published
separately under this rulemaking.

Timetable:

Action	Date	FR Cite
SNPRM; Comment Period End 11/14/94	09/13/94	59 FR 47034
SNPRM Comment Period Extended to 12/31/94	11/22/94	59 FR 60110
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: The
rulemaking initiated under RIN 2115-
AD12 addressed seven separate topics
related to improving commercial
fishing vessel safety, including stability,
equipment, and carriage of exposure
suits. It also addressed implementation
of the Aleutian Trade Act provisions.
This rulemaking addresses only the
implementation of the Aleutian Trade
Act. The remaining topics will remain
under RIN 2115-AD12.

Agency Contact: LCDR Mark D. Bobal,
Project Manager, G-MOS-2, Department
of Transportation, U.S. Coast Guard,
2100 Second Street SW., Washington,
DC 20593-0001
Phone: 202 267-0836

RIN: 2115-AE77

**2305. +VESSEL REBUILD
DETERMINATIONS (CGD 94-040)**

Priority: Other Significant

Legal Authority: 14 USC 664; 31 USC
9701; 42 USC 9118; 46 USC 2103; 46
USC 2107; 46 USC 2110; 46 app USC
841a; 46 app USC 876

CFR Citation: 46 CFR 67

Legal Deadline: None

Abstract: This rulemaking would
define relevant terms and develop a
standard to determine the character and
scope of work on a vessel that will
result in a determination that the vessel
has been rebuilt. Initiation of this
proceeding is contemplated under the
North American Free Trade Agreement.
It is significant because it is of
substantial interest to the maritime
industry and the Canadian government.

Timetable:

Action	Date	FR Cite
NPRM	04/05/95	60 FR 17290
NPRM Comment Period End	07/05/95	
Final Action	12/00/95	

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Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Additional Information: A policy statement published May 10, 1994 (59 FR 24060), described the Coast Guard's regulatory standard for rebuild determinations and related practices and procedures, pending publication of a final rule.
Agency Contact: Patricia Williams, Project Manager, Department of Transportation, U.S. Coast Guard, National Vessel Documentation Center, Martinsburg, WV 25401
 Phone: 800 799-8362
RIN: 2115-AE85

2306. RADAR-OBSERVER ENDORSEMENT FOR OPERATORS OF UNINSPECTED TOWING VESSELS (CGD 94-041)

Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 2103; 46 USC 7101; 46 USC 8904
CFR Citation: 46 CFR 10; 46 CFR 15
Legal Deadline: None

Abstract: The Coast Guard is amending its regulations to require that, at the time of license renewal, each licensed master, mate, and operator of a radar-equipped uninspected towing vessel of 26 feet or more in length obtain a radar-observer endorsement. Requirements are included for interim training prior to license renewals. This rulemaking also amends the licensing requirements to add provisions for two radar-observer courses focusing on radar use on inland waters and rivers.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/26/94	59 FR 53754
Interim Final Rule Effective 11/25/94	10/26/94	59 FR 53754
Interim Final Rule Comment Period End	01/24/95	
Reopening Comment Period	02/14/95	60 FR 8308
Final Action	01/00/96	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: Robert S. Spears, Jr., Project Manager, NMC, Department of Transportation, U.S. Coast Guard, National Maritime Center, 4200 Wilson

Boulevard, Suite 510, Arlington, VA 22203
 Phone: 703 235-1864
RIN: 2115-AE92

2307. MODERNIZATION OF EXAMINATION METHODS (CGD 94-029)

Priority: Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 31 USC 2103; 31 USC 7101; 31 USC 7107; 31 USC 7306; 31 USC 9701; 44 USC 3507; 46 USC 2103; 46 USC 2110; 46 USC 7301; 46 USC 7302

CFR Citation: 46 CFR 10; 46 CFR 12

Legal Deadline: None

Abstract: This rule would amend 46 CFR parts 10 and 12 to allow other than written exams, and third party testing.

Timetable:

Action	Date	FR Cite
NPRM	02/23/95	60 FR 10053
NPRM Comment Period End	05/24/95	
Final Action	02/00/96	

Small Entities Affected: None
Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Robert S. Spears, Jr., Project Manager, NMC, Department of Transportation, U.S. Coast Guard, National Maritime Center, 4200 Wilson Boulevard, Suite 510, Arlington, VA 22203
 Phone: 703 235-1864

RIN: 2115-AE94

2308. RECREATIONAL INFLATABLE PERSONAL FLOTATION DEVICE STANDARDS (CGD 94-110)

Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 4302; 46 USC 4310

CFR Citation: 46 CFR 160

Legal Deadline: None

Abstract: This rule will add regulations for the approval of inflatable personal flotation devices (PFDs) for use on recreational boats. These new

regulations will establish structural and performance standards for these inflatable PFDs, as well as the procedures for Coast Guard approval of such inflatable PFDs. Most of the technical requirements will be based on an industry consensus standard. The costs to the industry will include such items as approval testing and production testing similar to other approved lifesaving equipment, and will be optional since no one will be required to replace an existing PFD with one of these devices. Costs will be minimal.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/23/95	60 FR 32836
Notice of Meeting; Request for Comments, Comment Period ends 10/23/95	08/02/95	60 FR 39268
Interim rule comment period ends	10/23/95	
Final Action	12/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: Samuel E. Wehr, Project Manager, G-MMS-4, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-1073
RIN: 2115-AE96

2309. • ALTERNATE COMPLIANCE VIA RECOGNIZED CLASSIFICATION SOCIETY AND U.S. SUPPLEMENT TO RULES (CGD 95-010)

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 43 USC 1333; 46 USC 3306; 46 USC 5115

CFR Citation: 46 CFR 30 to 31; 46 CFR 70 to 71; 46 CFR 90 to 91; 46 CFR 107

Legal Deadline: None

Abstract: This rulemaking will provide owners of U.S. tank vessels, passenger vessels, cargo vessels, miscellaneous vessels and mobile offshore drilling units an alternative method to fulfill

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the requirements for vessel design, inspection, and certification. Under the rule, the Coast Guard will issue a certificate of inspection based upon a recognized classification society's report that the vessel complies with the International Convention for the Safety of Life at Sea, as amended (SOLAS), other applicable international conventions, classification society rules, and other specified requirements. This will reduce the burden on vessel owners and operators by eliminating duplicative plan reviews and inspections by the classification society and the Coast Guard.

Timetable:

Action	Date	FR Cite
NPRM	06/22/95	60 FR 32478
NPRM Comment Period End	09/20/95	
Final Action	07/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Albert G. Kirchner, Jr., Project Manager, G-MMS-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0168

RIN: 2115-AF11

2310. • INTERNATIONAL NAVIGATION RULES (CGD 95-053)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 33 USC 1051 to 1094

CFR Citation: 33 CFR 81

Legal Deadline: None

Abstract: Administrative rulemaking to: (1) remove unnecessary Appendix A which contains the text of the International Regulations for Preventing Collisions at Sea, 1972 (72 COLREGS); and (2) update the list of U.S. Territories and possessions where the treaty applies. These administrative actions will have no impact on the marine industry as it does not change any requirements imposed upon them.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Diane Appleby, Project Manager, G-NVT-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0352

RIN: 2115-AF16

2311. • RECREATIONAL VESSEL FEES (CGD 95-055)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 46 USC 2110; PL 102-587

CFR Citation: 33 CFR 1

Legal Deadline: None

Abstract: The Coast Guard is removing the regulations on recreational vessel fees. The statutory authority for the fees began to be repealed (in yearly phases) by section 5 of the High Seas Driftnet Fisheries Enforcement Act of 1992. The last remaining authority for recreational vessel fees ceased as of October 1, 1994 and the regulations for these fees should be removed.

Timetable:

Action	Date	FR Cite
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Carlton Perry, Project Manager, G-NAB, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0979

RIN: 2115-AF18

DEPARTMENT OF TRANSPORTATION (DOT)

Long-Term Actions

U.S. Coast Guard (USCG)

2312. SAFETY/SECURITY ZONE REGULATIONS

Priority: Routine and Frequent

CFR Citation: 33 CFR 100; 33 CFR 165

Timetable:

Action	Date	FR Cite
Actions Will Continue Through	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Margie G. Hegy
Phone: 202 267-0415

RIN: 2115-AA97

2313. ANCHORAGE AREA REGULATIONS

Priority: Routine and Frequent

CFR Citation: 33 CFR 110

Timetable:

Action	Date	FR Cite
Actions Will Continue Through	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Margie G. Hegy
Phone: 202 267-0415

RIN: 2115-AA98

2314. PERMITS FOR THE TRANSPORTATION OF MUNICIPAL AND COMMERCIAL WASTES (CGD 89-014)

Priority: Substantive, Nonsignificant

CFR Citation: 33 CFR 151

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/24/89	54 FR 22546
Interim Final Rule Correction	06/05/89	54 FR 24078
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: LTJG Lauren Kabler

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Long-Term Actions

Phone: 202 267-0423

RIN: 2115-AD23

2315. +DISCHARGE-REMOVAL EQUIPMENT FOR VESSELS CARRYING OIL (CGD 90-068)

Priority: Other Significant

CFR Citation: 46 CFR 165

Timetable:

Action	Date	FR Cite
ANPRM	08/30/91	56 FR 43534
ANPRM Comment Period End	10/16/91	
NPRM	09/29/92	57 FR 44912
NPRM Comment Period Extended to 11/16/92	10/26/92	57 FR 48489
NPRM Comment Period End	10/29/92	
Interim Final Rule	12/22/93	58 FR 67988
Interim Final Rule Effective	01/22/94	
Interim Final Rule Correction	01/26/94	59 FR 3749
Interim Final Rule Comment Period End	02/22/94	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: LT Cliff Thomas
Phone: 202 267-1492

RIN: 2115-AD66

2316. +OVERFILL DEVICES (CGD 90-071A)

Priority: Other Significant

CFR Citation: 33 CFR 155 to 156

Timetable:

Action	Date	FR Cite
NPRM	01/12/93	58 FR 4040
NPRM Comment Period End	03/15/93	
Notice of Public Meeting	10/21/93	58 FR 54315
Interim Final Rule	10/21/94	59 FR 53286

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Randy Crenwelge
Phone: 202 267-6220

RIN: 2115-AD87

2317. CLAIMS PROCEDURES UNDER THE OIL POLLUTION ACT OF 1990 (CGD 91-035)

Priority: Substantive, Nonsignificant

CFR Citation: 33 CFR 136

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/12/92	57 FR 36314
Interim Final Rule Correction	09/09/92	57 FR 41104
Interim Final Rule Comment Period End	12/10/92	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Linda Burdette
Phone: 703 235-4762

RIN: 2115-AD90

2318. +ESCORT VESSELS FOR CERTAIN TANKERS (CGD 91-202)

Priority: Other Significant

CFR Citation: 33 CFR 168

Timetable:

Action	Date	FR Cite
NPRM	07/07/92	57 FR 30058
NPRM Comment Period End	09/08/92	
NPRM Comment Period Reopened to 07/24/93	03/26/93	58 FR 16391
ANPRM: Further Comments Due 6/28/93	04/27/93	58 FR 25766
Notice of Public Hearings	04/29/93	58 FR 25959
Notice of Public Hearings Correction	05/19/93	58 FR 29157
Notice of Availability of Part 1 of Study	01/10/94	59 FR 1411
Final Rule: Effective 11/17/94	08/19/94	59 FR 42962
Final Rule: Partial Suspension: Effective 11/17/94	11/01/94	59 FR 54519
Final Rule: Request for Comments: Comment Period to 01/30/95	11/01/94	59 FR 54519

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Jordan
Phone: 202 267-0142

RIN: 2115-AE10

2319. +STATE ACCESS TO THE OIL SPILL LIABILITY TRUST FUND (CGD 92-014)

Priority: Other Significant

CFR Citation: 33 CFR 133

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/13/92	57 FR 53968
Interim Final Rule Comment Period End	02/11/93	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Al Thuring
Phone: 703 235-4746

RIN: 2115-AE19

2320. +FEDERAL AGENCY ACCESS TO THE OIL SPILL LIABILITY TRUST FUND (CGD 92-074)

Priority: Other Significant

CFR Citation: 33 CFR 134; 33 CFR 137; 33 CFR 153

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Undetermined

Agency Contact: Al Thuring
Phone: 703 235-4746

RIN: 2115-AE34

2321. REGATTA REGULATIONS

Priority: Routine and Frequent

CFR Citation: 33 CFR 100

Timetable:

Action	Date	FR Cite
Actions Will Continue Through	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Carlton Perry
Phone: 202 267-0979

RIN: 2115-AE46

2322. DRAWBRIDGE REGULATIONS

Priority: Routine and Frequent

CFR Citation: 33 CFR 117

Timetable:

Action	Date	FR Cite
Actions Will Continue Through	10/00/96	

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Long-Term Actions

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Alesia Steinberger
 Phone: 202 267-6215
RIN: 2115-AE47

2323. FACILITIES TRANSFERRING OIL AND HAZARDOUS MATERIAL IN BULK (CGD 93-056)

Priority: Substantive, Nonsignificant
CFR Citation: 33 CFR 154

Timetable:

Action	Date	FR Cite
NPRM	02/23/95	60 FR 10044
NPRM Comment Period End	05/24/95	
Next Action Undetermined		

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: CDR Dennis Haise
 Phone: 202 267-6451
RIN: 2115-AE59

2324. NOTICE OF HAZARDOUS CONDITIONS (CGD 94-027)
Priority: Substantive, Nonsignificant
CFR Citation: 33 CFR 160
Timetable:

Action	Date	FR Cite
Interim Final Rule	08/03/94	59 FR 39458
Interim Final Rule Comment Period End	12/01/94	
Next Action Undetermined		

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: CDR Dennis Haise
 Phone: 202 267-6451
RIN: 2115-AE82

2325. REGULATED NAVIGATION AREAS

Priority: Routine and Frequent
CFR Citation: 33 CFR 165

Timetable:

Action	Date	FR Cite
Actions Will Continue Through	10/00/96	

Small Entities Affected: None

Government Levels Affected: None
Agency Contact: Margie G. Hegy
 Phone: 202 267-0415
RIN: 2115-AE84

2326. IMMEDIATE REPORTING OF CASUALTIES (CGD 94-030)

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
CFR Citation: 46 CFR 4

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/03/94	59 FR 39469
Interim Final Rule Comment Period End	11/01/94	
Next Action Undetermined		

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: LCDR P. A. Jensen
 Phone: 202 267-6134
RIN: 2115-AE89

**DEPARTMENT OF TRANSPORTATION (DOT)
 U.S. Coast Guard (USCG)**

Completed Actions

2327. FIXED FIRE-EXTINGUISHING SYSTEMS ON UNINSPECTED VESSELS (CGD 74-284)

Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 2104; 46 USC 4104; 46 USC 4105; 46 USC 4302; 49 USC 108
CFR Citation: 46 CFR 162.029
Legal Deadline: None

Abstract: This action would have established standards and procedures for the approval of gaseous-type fixed fire-extinguishing systems aboard pleasure craft and other uninspected vessels. Most such systems use halons, which this rulemaking would have allowed (although not required). International protocols banned halons, as ozone-depleting substances, on and after January 1, 1995. Because replacements for halons are not fully evaluated yet, the Coast Guard has decided to withdraw this rulemaking.

Timetable:

Action	Date	FR Cite
NPRM	04/19/82	47 FR 16648
NPRM Comment Period End	06/03/82	
SNPRM; Comment Period End	01/09/91	56 FR 829
Withdrawn	03/11/91	
Withdrawn	07/20/95	60 FR 37419

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 01/09/91 (56 FR 829)

Agency Contact: Mr. K. Wahle, Project Manager, G-MMS-4, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-1081

RIN: 2115-AA08

2328. SAFETY STANDARDS FOR NEW SELF-PROPELLED VESSELS CARRYING BULK LIQUEFIED GASES (82-058)

Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 3703
CFR Citation: 46 CFR 154
Legal Deadline: None

Abstract: A regulatory change is not needed because no new U.S. Flag vessels of this type are being built and no new building is anticipated in the near future. In addition, international rules for gas carriers are sufficient. The resources devoted to this project's development can be more effectively used elsewhere; therefore, this project is terminated.

Timetable:

Action	Date	FR Cite
NPRM	06/06/94	59 FR 29259

DOT—USCG

Completed Actions

Action	Date	FR Cite
NPRM Comment Period End	08/05/94	
Withdrawn	09/05/95	60 FR 46087

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Mr. T. Felleisen, Project Manager, G-MOS-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0085

RIN: 2115-AA95

2329. INCORPORATION OF AMENDMENTS TO THE INTERNATIONAL CONVENTION FOR SAFETY OF LIFE AT SEA, 1974 (83-043)

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1223; 46 USC 3703

CFR Citation: 46 CFR 50; 46 CFR 52; 46 CFR 56; 46 CFR 58; 46 CFR 51; 46 CFR 111

Legal Deadline: None

Abstract: This project incorporates the provisions of chapters II-1, II-2, and V of the Safety of Life at Sea, 1974 International Convention (SOLAS 74). These provisions generally provide for acceptance of technology which is standard industry practice, such as use of plastic pipe in some places and common-rail bilge and ballast systems.

Timetable:

Action	Date	FR Cite
NPRM	09/28/90	55 FR 39638
NPRM Comment Period End	12/27/90	
Final Action	05/10/95	60 FR 24767
Final Action Effective	06/09/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 09/28/90 (55 FR 39638)

Additional Information: Formerly titled "Reassessment of Coast Guard Marine Engineering Regulations - Incorporation of SOLAS 74 Amendments"

Agency Contact: LCDR R. K. Butturini, Project Manager, G-MMS-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001

Phone: 202 267-0027

RIN: 2115-AB41

2330. +LICENSING OF PILOTS—MANNING OF VESSELS (CGD 84-060)

Priority: Other Significant

Legal Authority: 46 USC 2104; 46 USC 3306; 46 USC 7101; 46 USC 7109; 46 USC 7112; 46 USC 8101; 46 USC 8502; 46 USC 2103; 46 USC 3703; 46 USC 8901 to 8904

CFR Citation: 46 CFR 15.812; 46 CFR 10.700

Legal Deadline: None

Abstract: This final rule: (1) defined "coastwise seagoing vessel" for pilotage purposes; (2) described first class pilotage areas where local pilotage expertise is warranted; (3) allowed licensed individuals to serve as pilots in areas not identified as first class pilotage areas on vessels that they are otherwise qualified to control; (4) required a Federal pilot for certain vessels in excess of 1,600 gross tons; and (5) provided quick reference tables for pilotage requirements.

Timetable:

Action	Date	FR Cite
NPRM	06/24/85	50 FR 26117
NPRM Comment Period End	12/23/85	
SNPRM	06/06/88	53 FR 20654
SNPRM; Notice of Public Hearing	08/11/89	54 FR 33045
Interim Final Rule	02/02/94	59 FR 4839
Interim Final Rule Comment Period End	03/21/94	
Final Action	04/27/95	60 FR 20651
Final Action Effective	05/30/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/02/94 (59 FR 4839)

Additional Information: This regulatory project has been split from a previously published action identified by the same title with Coast Guard Docket number 77-084 and RIN 2115-AA04, completed in 50 FR 26106. The Coast Guard initiated a comprehensive study of pilotage issues and requested public comment in 54 FR 31136.

Agency Contact: Mr. J. Bennett, Project Manager, G-MCO-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001

Phone: 202 267-0487

RIN: 2115-AB67

2331. EMERGENCY POSITION INDICATING RADIO BEACONS (EPIRBS) AND VISUAL DISTRESS SIGNALS FOR UNINSPECTED VESSELS (CGD 87-016)

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 4102; PL 100-540

CFR Citation: 46 CFR 25; 46 CFR 26

Legal Deadline: None

Abstract: This rulemaking was intended to require emergency position indicating radio beacons (EPIRBS) to be carried on certain uninspected passenger vessels and assistance towing vessels. The proposed EPIRB requirements would have applied to vessels operating on the high seas and on the Great Lakes beyond three miles from the coastline. The Coast Guard also proposed requiring visual distress signals on all uninspected vessels not presently required to carry them, when those vessels operate in coastal waters. The Coast Guard has decided to withdraw this project in an effort to focus its available resources on other regulatory projects.

Timetable:

Action	Date	FR Cite
NPRM	04/19/90	55 FR 14922
NPRM Comment Period End	06/18/90	
Partial Final Action Effective 04/26/93	03/10/93	58 FR 13364
Partial Final Action Correction	05/11/93	58 FR 27658
SNPRM; Comment Period End 06/17/94	02/17/94	59 FR 8100
SNPRM Correction	03/04/94	59 FR 10461
Withdrawn	10/05/95	60 FR 52359

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/10/93 (58 FR 13364)

Agency Contact: Bob Markle, Project Manager, G-MMS-4, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-1076

RIN: 2115-AC69

DOT—USCG

Completed Actions

2332. REQUIREMENTS FOR MARINE TERMINALS TRANSFERRING BULK LIQUEFIED HAZARDOUS GASES (CGD 88-049)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1221
CFR Citation: 33 CFR 126; 33 CFR 127
Legal Deadline: None

Abstract: This project develops requirements for marine terminals transferring bulk liquefied hazardous gases (petroleum and chemical) and establishes comparable levels of safety and contingency measures for these commodities as are now required for liquefied natural gas (LNG).

Timetable:

Action	Date	FR Cite
ANPRM	09/28/88	53 FR 37792
ANPRM Comment Period End	11/28/88	
NPRM	10/05/93	58 FR 51906
NPRM Comment Period End	01/03/94	
Final Action	08/03/95	60 FR 39788
Final Rule Correction	09/26/95	60 FR 49509
Final Action Effective	01/30/96	

Small Entities Affected: None
Government Levels Affected: None
Public Compliance Cost: Initial Cost: \$12,000,000; Yearly Recurring Cost: \$433,000; Base Year for Dollar Estimates: 1994

Analysis: Regulatory Evaluation 10/05/93 (58 FR 51906)
Agency Contact: Mr. Gary Chappell, Project Manager, G-MIR-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-1061
RIN: 2115-AD06

2333. REGULATED NAVIGATION AREA: PUGET SOUND AND STRAIT OF JUAN DE FUCA, WA; GRAYS HARBOR, WA; COLUMBIA RIVER AND WILLAMETTE RIVER, OR; YAQUINA BAY, OR; UMPQUA RIVER, OR; COOS BAY, OR (13-90-28)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1225; 33 USC 1231; 50 USC 191
CFR Citation: 33 CFR 165
Legal Deadline: None

Abstract: This rulemaking project was initiated to adopt regulations requiring

an emergency tow wire on tank barges while transiting certain port areas of the Pacific Northwest. The project is no longer necessary because the Coast Guard issued separate regulations on December 22, 1993, which require an emergency tow wire or tow line on all offshore oil barges. The Coast Guard is therefore terminating further rulemaking under docket number CGD13-90-028.

Timetable:

Action	Date	FR Cite
NPRM	10/24/91	56 FR 55104
NPRM Comment Period End	01/07/92	
Withdrawn	05/24/95	60 FR 27463

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 10/24/91 (56 FR 55104)

Agency Contact: LCDR J. Bigley, Project Officer, Department of Transportation, U.S. Coast Guard, COMMANDER (mps), Thirteenth Coast Guard District, 915 Second Avenue, Seattle, WA 98174-1067
 Phone: 206 220-7210
RIN: 2115-AE06

2334. ALTERATION OF OBSTRUCTIVE BRIDGES (CGD 91-063)

Priority: Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 33 USC 511
CFR Citation: 33 CFR 116

Legal Deadline: None
Abstract: With the upsurge of interest in bridge alterations, it has become necessary to clarify the procedures for declaring a bridge to be an unreasonable obstruction and, most importantly, how a bridge qualifies for alteration under the Truman-Hobbs Act. This rule clarifies and updates the procedures contained in 33 CFR 116 to more clearly reflect the procedures currently in use.

Timetable:

Action	Date	FR Cite
NPRM	03/22/94	59 FR 13588
NPRM Comment Period End	05/23/94	

Action	Date	FR Cite
Final Action	04/28/95	60 FR 20900
Final Action Effective	05/30/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: Larry R. Tyssens, Project Manager, G-NBR-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0376
RIN: 2115-AE15

2335. FEDERAL PILOTAGE REQUIREMENT FOR FOREIGN TRADE VESSELS (CGD 92-061)

Priority: Substantive, Nonsignificant
Legal Authority: 46 USC 2103; 46 USC 3703; 46 USC 8105; 46 USC 8502; 46 USC 8503
CFR Citation: 46 CFR 1.45; 46 CFR 1.46; 46 CFR 15.812

Legal Deadline: None
Abstract: The Coast Guard is amending the regulations to require Federal pilots for foreign trade vessels navigating at certain offshore marine oil terminals located within the U.S. navigable waters of the States of California and Hawaii, or while making intraport transits within certain designated waters of the States of New York and New Jersey, or while transiting certain designated waters of the State of Massachusetts.

Timetable:

Action	Date	FR Cite
NPRM	07/09/93	58 FR 36914
NPRM Correction	07/28/93	58 FR 40468
NPRM Comment Period End	09/07/93	
Final Action	05/10/95	60 FR 24793
Final Action Effective	06/09/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 07/09/93 (58 FR 36914)
Agency Contact: John Bennett, Project Manager, G-MCO-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0487
RIN: 2115-AE28

DOT—USCG

Completed Actions

2336. PRINCE WILLIAM SOUND AUTOMATED DEPENDENT SURVEILLANCE SYSTEM INCORPORATION BY REFERENCE (93-022)

Priority: Other

Legal Authority: 33 USC 1231; 33 USC 2734

CFR Citation: 33 CFR 164.43

Legal Deadline: None

Abstract: Due to the development of new Digital Selective Calling (DSC) standards and Differential Global Positioning System (DGPS) standards, the existing incorporation by reference for Automated Dependent Surveillance System and Equipment Carriage Requirement has been superseded. This rulemaking will amend the incorporation by reference for 33 CFR 164.43 contained in 33 CFR 164.03.

Timetable:

Action	Date	FR Cite
NPRM	04/20/95	60 FR 19699
NPRM Comment Period End	06/19/95	
Final Action	10/03/95	60 FR 51733
Final Action Effective	11/02/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Irene Hoffman, Project Manager, G-NVT-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-6277

RIN: 2115-AE41

2337. REGULATED NAVIGATION AREA: OLIVER LOCK AND DAM; BLACK WARRIOR RIVER—MM 338(08-93-027)

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1231; 50 USC 191

CFR Citation: 33 CFR 165

Legal Deadline: None

Abstract: This action established a Regulated Navigation Area at the Oliver Lock and Dam on the Black Warrior River, placing restrictions on downbound tows through the lock during high tail-water gauge readings. Subsequently, we rescinded the rule when it was no longer needed. The final rule for National Vessel Traffic

Service Regulations, RIN 2115-AD56, published July 15, 1994 (59 FR 36316) and RIN 2115-AF12, published May 31, 1995 (60 FR 28326) removed the obsolete CFR section establishing the Regulated Navigation Area as part of our clean-up effort.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/19/94	59 FR 18486
Interim Final Rule Comment Period End	06/03/94	
Final Action	07/15/94	59 FR 36316
Final Action Effective	10/13/94	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: LT Verne Gifford, Marine Safety Division, Eighth Coast Guard District, Department of Transportation, U.S. Coast Guard, Hale Boggs Federal Building, 501 Magazine Street, New Orleans, LA 70130-3396
Phone: 504 589-6188

RIN: 2115-AE79

2338. REGULATED NAVIGATION AREA; MISSISSIPPI RIVER, MILES 88 TO 240 ABOVE HEAD OF PASSES (08-94-006)

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1231; 50 USC 191; 33 CFR 1.05 to 1(g); 33 CFR 6.04 to 1; 33 CFR 6.04 to 6; 33 CFR 160.5

CFR Citation: 33 CFR 165.803

Legal Deadline: None

Abstract: The Coast Guard extended the upper limits of the Mississippi River RNA to cover the area between river miles 88 and 240. The RNA will improve the safety of barge fleeting areas between New Orleans and Baton Rouge, Louisiana.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/28/94	59 FR 21933
Interim Final Rule Comment Period End	06/27/94	59 FR 21933
Interim Final Rule Comment Period Reopened to	08/12/94	59 FR 41405
	11/10/94	
Final Action	07/25/95	60 FR 37941
Final Action Effective	07/25/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: LT Verne Gifford, Marine Safety Division, Eighth Coast Guard District, Department of Transportation, U.S. Coast Guard, Hale Boggs Federal Building, 501 Magazine Street, New Orleans, LA 70130-3396
Phone: 504 589-6172

RIN: 2115-AE81

2339. +ESTABLISHMENT OF LIGHTERING ZONES (CGD 93-081)

Priority: Other Significant

Legal Authority: 46 USC 3715(b)

CFR Citation: 33 CFR 156

Legal Deadline: None

Abstract: Under the Oil Pollution Act of 1990 (OPA 90), single-hull tankers otherwise not permitted to operate within the U.S. Exclusive Economic Zone (EEZ) may enter the EEZ to lighter (offload oil to another vessel) in designated zones 60 miles or more offshore. This project establishes four lightering zones in the Gulf of Mexico, off the coasts of Corpus Christi, Galveston, Louisiana, and Mobile, and impose operating requirements on lightering in the zones. It also establishes restricted areas in which lightering will not be permitted. Except for establishing the restricted area, this project will not affect existing lightering practices for vessels permitted to operate in the EEZ under OPA 90. This action is considered significant because of its potential effects on the tank vessel industry, public interest, and its potential environmental impact.

Timetable:

Action	Date	FR Cite
ANPRM	12/02/93	58 FR 63544
Notice of Meeting	12/16/93	58 FR 65683
Comment Period Extended to	12/30/93	58 FR 69313
	02/02/94	
ANPRM Comment Period End	01/03/94	
NPRM	01/05/95	60 FR 1958
NPRM Comment Period End	03/06/95	
Final Action	08/29/95	60 FR 45006
Final Action Effective	08/29/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: LCDR Stephen L. Kantz, Project Manager, G-MCO-3,

DOT—USCG

Completed Actions

Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-1934

RIN: 2115-AE90

2340. POLLUTION PREVENTION: MARPOL SPECIAL AREAS (CGD 94-056)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1321; 33 USC 1903
CFR Citation: 33 CFR 151; 33 CFR 155
Legal Deadline: None

Abstract: This rule implements resolutions under the International Convention for the Prevention of Pollution from Ships (MARPOL 73/78) adopting several new Special Areas. Special Areas are oceanographical areas of the seas that, because of such factors as ecological conditions or volume of vessel traffic, deserve special measures to prevent pollution by oil, noxious liquid substances, and garbage.

Timetable:

Action	Date	FR Cite
Final Action	08/21/95	60 FR 43374
Final Action Effective	11/20/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: Janet Walton, Project Manager, G-MES-2, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0257
RIN: 2115-AE97

2341. FACSIMILE FILING OF COMMERCIAL INSTRUMENTS RELATED TO VESSEL DOCUMENTATION (CGD 94-070)

Priority: Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 14 USC 664; 31 USC 9701; 42 USC 9118; 46 USC 2103; 46 USC 2107; 46 USC 2110; 46 app USC 841a; 46 app USC 876
CFR Citation: 46 CFR 67

Legal Deadline: None
Abstract: This regulation amends the vessel documentation regulations to provide for optional filing of commercial instruments by facsimile, and establishes a filing and recording handling fee for filing instruments by facsimile. Facsimile filing of commercial instruments has been identified as one way in which a centralized vessel documentation center can deliver timely services to distant vessel documentation customers and be responsive to time sensitive matters. Filing commercial instruments by facsimile should further streamline the vessel documentation process and provide the public with more timely constructive notice of these instruments.

Timetable:

Action	Date	FR Cite
NPRM	03/06/95	60 FR 12188
NPRM Comment Period End	05/05/95	
Final Action	08/07/95	60 FR 40238
Final Action Effective	10/01/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: Patricia Williams, Project Manager, Department of Transportation, U.S. Coast Guard, National Vessel Documentatin Center, Martinsburg, WV 25401
Phone: 800 799-8362
RIN: 2115-AE98

2342. COAST GUARD RULEMAKING PROCEDURES (CGD 94-105)

Priority: Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 46 USC 633
CFR Citation: 33 CFR 1.05
Legal Deadline: None
Abstract: This project revises 33 CFR subpart 1.05 to accurately reflect recent changes in Coast Guard rulemaking procedures. It also provides for a "direct final" rule process in which certain rules would be published and become final unless adverse comments were received within a given time

period. These revisions will not have an economic impact on the public, and will simply conform 33 CFR Subpart 1.05 to current Coast Guard rulemaking procedures.

Timetable:

Action	Date	FR Cite
NPRM	06/17/95	60 FR 31267
NPRM Comment Period End	07/14/95	
NPRM; Comment Period Reopened to 8/31/95	08/01/95	60 FR 39130
Final Action	09/22/95	60 FR 49222
Final Action Effective	10/23/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: LT Rachel Goldberg, Project Manager, G-LRA, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-1534
RIN: 2115-AE99

2343. TEMPORARY SPEED LIMITS FOR THE ST. MARYS RIVER (09-94-036)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1231
CFR Citation: 33 CFR 161
Legal Deadline: None
Abstract: The Coast Guard temporarily reduced the speed limit by 2 miles per hour for the St Marys River during the 1994-95 icebreaking season. These temporary changes are a precautionary measure to minimize possible damage to the environment due to movement of large commercial vessels through the ice.

Timetable:

Action	Date	FR Cite
Temporary Final Rule	01/23/95	60 FR 4378
Temporary Final Rule Effective 12/29/94 through 4/15/95	01/23/95	60 FR 4378
Final Action	02/16/95	60 FR 8942
Final Action Effective	02/16/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: LT Scott J. Smith, Project Manager, Department of Transportation, U.S. Coast Guard, Ninth

DOT—USCG

Completed Actions

Coast Guard District, 1240 East 9th Street, Cleveland, OH 44199-2060
Phone: 216 522-3990

RIN: 2115-AF01

2344. • REMOVAL OF OBSOLETE AND UNNECESSARY REGULATIONS (CGD 95-012)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 46 USC 3306; 46 USC 4104

CFR Citation: 46 CFR 25; 46 CFR 28; 46 CFR 30; 46 CFR 31; 46 CFR 35; 46 CFR 37; 46 CFR 40; 46 CFR 54 to 56; 46 CFR 61; 46 CFR 72; 46 CFR 76; 46 CFR 78; 46 CFR 79; 46 CFR 95; 46 CFR 97; ...

Legal Deadline: None

Abstract: The Coast Guard's marine safety regulations are being purged of requirements that are obsolete. This project is responsive to President Clinton's March 4, 1995 memorandum which, among other regulatory improvements, calls for the elimination or revision of obsolete regulations.

Timetable:

Action	Date	FR Cite
NPRM	05/09/95	60 FR 24748
NPRM Comment Period End	07/10/95	
Final Action	09/18/95	60 FR 48044
Correction Effective	09/28/95	60 FR 50120
	10/1/95	
Final Action Effective	10/18/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: LCDR R. K. Butturini, Project Manager, G-MMS-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0027

RIN: 2115-AF03

2345. • AMENDMENT TO INLAND WATERWAYS NAVIGATION REGULATIONS ESTABLISHING SPEED LIMITS ON CONNECTING WATERS FROM LAKE HURON TO LAKE ERIE (09-95-002)

Priority: Substantive, Nonsignificant

Legal Authority: 33 USC 1231

CFR Citation: 33 CFR 162

Legal Deadline: None

Abstract: This regulation amends the speed limits for vessels, less than 100 gross tons, operating in the nondisplacement mode on connecting waters from Lake Huron to Lake Erie. The normal speed limits in this area are determined in large part by concerns about wake damage. However, lesser wakes are created by nondisplacement vessels and it appears that normal speed limits unnecessarily impede their passage. The Coast Guard allowed nondisplacement vessels to operate at higher speeds under similar conditions during two temporary test periods from April 1, 1993 to November 30, 1994, with satisfactory results.

Timetable:

Action	Date	FR Cite
NPRM	03/27/95	60 FR 15734
NPRM Comment Period End	05/26/95	
Final Action	07/11/95	60 FR 35701
Final Action Effective	07/11/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: LT Katherine E. Weathers, Project Manager, Department of Transportation, U.S. Coast Guard, COMMANDER(m), Ninth Coast Guard District, 1240 East Ninth Street, Cleveland, OH 44199-2060
Phone: 216 522-3994

RIN: 2115-AF04

2346. • CENTRALIZATION OF VESSEL DOCUMENTATION OFFICES (CGD 95-014)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 14 USC 664; 31 USC 9701; 42 USC 9118; 46 USC 2103; 46 USC 2107; 46 USC 2110; 46 app USC 841a; 46 app USC 876

CFR Citation: 46 CFR 67

Legal Deadline: None

Abstract: Rulemaking announces the closure of the 14 existing regional documentation offices and the transfer of all vessel documentation functions

and files to the Vessel Documentation Center in Martinsburg, WV. This rulemaking also deletes references to multiple ports of documentation and multiple ports of record currently in the CFR and replaces these references with mention of the Vessel Documentation Center.

Timetable:

Action	Date	FR Cite
Final Action	06/15/95	60 FR 31602
Final Rule Correction	07/24/95	60 FR 37923
Final Action Effective	08/01/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Patricia Williams, Project Manager, Department of Transportation, U.S. Coast Guard, National Vessel Documentation Center, Martinsburg, WV 25401
Phone: 800 799-8362

RIN: 2115-AF05

2347. • OBSOLETE BULK HAZARDOUS MATERIALS (CGD 94-902)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 33 USC 1903; 46 USC 2103; 46 USC 3306; 46 USC 3703; 49 USC 5103

CFR Citation: 46 CFR 30; 46 CFR 150; 46 CFR 151; 46 CFR 153

Legal Deadline: None

Abstract: This final rule amends the Coast Guard's tables and lists of hazardous materials carried in bulk by vessels by deleting commodities that are no longer carried in bulk.

Timetable:

Action	Date	FR Cite
ANPRM	08/31/94	59 FR 45150
ANPRM Comment Period End	11/29/94	
Final Action	06/29/95	60 FR 34039
Final Rule Correction	07/24/95	60 FR 37923
Final Action Effective	08/28/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Curtis Payne, Project Manager, G-MOS-3, Department of

DOT—USCG

Completed Actions

Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0016
RIN: 2115-AF06

2348. • BULK HAZARDOUS MATERIALS (CGD 95-900)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1903; 46 USC 2103; 46 USC 3306; 46 USC 3703; 49 USC 5103
CFR Citation: 46 CFR 30; 46 CFR 150; 46 CFR 151; 46 CFR 153
Legal Deadline: None

Abstract: This rulemaking amends regulations on carriage of bulk hazardous materials by adding cargoes recently authorized for carriage by the Coast Guard or added to the International Maritime Organization's Chemical codes, and by making minor editorial changes and corrections.

Timetable:

Action	Date	FR Cite
Final Action	06/29/95	60 FR 34043
Final Rule Correction	08/02/95	60 FR 39267
Final Rule Correction	08/07/95	60 FR 40227
Final Rule Correction	08/11/95	60 FR 41157
Final Action Effective	08/28/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: Curtis Payne, Project Manager, G-MOS-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0016
RIN: 2115-AF07

2349. • NOXIOUS LIQUID SUBSTANCES (CGD 95-901)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1321(j)(1)(C); 33 USC 1903(b)
CFR Citation: 33 CFR 151
Legal Deadline: None

Abstract: This rulemaking amends the Coast Guard's noxious liquid substances regulations to include substances recently authorized for carriage by the Coast Guard or added to the International Maritime Organization's Chemical codes, and by making minor editorial changes and corrections.

Timetable:

Action	Date	FR Cite
Final Action	06/29/95	60 FR 34038
Final Action Effective	06/29/95	

Small Entities Affected: None
Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Curtis Payne, Project Manager, G-MOS-3, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-0016

RIN: 2115-AF08

2350. • NATIONAL VESSEL TRAFFIC SERVICES REGULATIONS (CGD 95-033)

Priority: Substantive, Nonsignificant
Legal Authority: 33 USC 1223; 33 USC 1231
CFR Citation: 33 CFR 26; 33 CFR 161; 33 CFR 162; 33 CFR 165

Legal Deadline: None

Abstract: This rule amended the regulations to clarify certain sections and correct inaccurate geographic information. In addition, the rule deleted certain sections and added existing vessel traffic management information inadvertently omitted in a separate final rule.

Timetable:

Action	Date	FR Cite
Final Action	05/31/95	60 FR 28326
Final Action Effective	05/31/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation

Additional Information: This project clarifies and corrects portions of regulations published under RIN: 2115-AD56. Coast Guard Docket (CGD) 90-020.

Agency Contact: Irene Hoffman, Project Manager, G-NVT-1, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-6277

RIN: 2115-AF12

2351. • CLARIFICATION OF COAST GUARD RULEMAKING PROCEDURES (CGD 95-057)

Priority: Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 552; 5 USC 553; 14 USC 2; 14 USC 631 to 633; 33 USC 471; 33 USC 499; 49 USC 101; 49 USC 322

CFR Citation: 33 CFR 1.05; 33 CFR 1.20

Legal Deadline: None

Abstract: The Coast Guard is revising the regulations describing its rulemaking procedures to accurately reflect the rulemaking procedures currently in use. This revision clarifies delegations of authority and removes references to hearing officers, which the Coast Guard no longer uses in its regulatory process. It also clarifies who is designated to receive service of process and requests to testify on behalf of members and employees of the Coast Guard.

Timetable:

Action	Date	FR Cite
Final Action	06/30/95	60 FR 34147
Final Action Effective	06/30/95	

Small Entities Affected: None
Government Levels Affected: None
Additional Information: Rulemaking broken off of RIN 2115-AE99.
Agency Contact: LT Rachel Goldberg, Project Manager, G-LRA, Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
 Phone: 202 267-6004
RIN: 2115-AF20

2352. • TECHNICAL AMENDMENTS: ORGANIZATIONAL CHANGES (CGD 95-072)

Priority: Other
Legal Authority: 14 USC 633; 46 USC 2103
CFR Citation: 46 CFR 1 to 2; 46 CFR 6; 46 CFR 25; 46 CFR 28; 46 CFR 30 to 33; 46 CFR 39; 46 CFR 75 to 78; 46 CFR 92; 46 CFR 94 to 97; 46 CFR 107 to 108; 46 CFR 175; 46 CFR 180 to 183

DOT—USCG

Completed Actions

Legal Deadline: None

Abstract: This rule revises Title 46 CFR to reflect recent agency organizational changes and makes minor corrections to the title. This regulatory project will result in no substantive changes to rules.

Timetable:

Action	Date	FR Cite
Final Action	09/29/95	60 FR 50455

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Janet Walton, Project Manager (G-MES-2), Department of Transportation, U.S. Coast Guard, 2100 Second Street SW., Washington, DC 20593-0001
Phone: 202 267-0257
RIN: 2115-AF21

**DEPARTMENT OF TRANSPORTATION (DOT)
Federal Aviation Administration (FAA)**

Proposed Rule Stage

2353. OBJECTS AFFECTING NAVIGABLE AIRSPACE

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1348; 49 USC 1354; 49 USC 1421 to 1430; 49 USC 1501; 49 USC 106(g)

CFR Citation: 14 CFR 77

Legal Deadline: None

Abstract: This action would amend the standards, aeronautical studies, scope, and notice provisions concerning objects affecting navigable airspace. The notice consisted primarily of changes required by recent legislation or recommended by a government/industry task group of the National Airspace Review Advisory Committee. This action would also cover electromagnetic interference phenomenon that could create a hazard to air navigation.

Timetable:

Action	Date	FR Cite
Notice of Review	06/19/78	43 FR 26322
Review Conference	12/08/80	
National Airspace Review Begins	07/09/84	
NPRM	08/03/90	55 FR 31722
NPRM Correction	08/13/90	55 FR 32999
NPRM Correction	08/16/90	55 FR 33577
NPRM Correction	08/28/90	55 FR 35152
NPRM Correction	09/10/90	55 FR 37287
NPRM Comment Period End	12/31/90	
SNPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation 08/03/90 (55 FR 31722)

Additional Information: Project ATP-85-015R.

Agency Contact: Ellen Crum, Air Traffic Rules Branch, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591

Phone: 202 267-8783
RIN: 2120-AA09

2354. AIRWORTHINESS STANDARDS; CRASH-RESISTANT FUEL SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 23

Legal Deadline: None

Abstract: This action proposes changes to the airworthiness standards to improve the crash resistance of fuel systems on normal, utility, acrobatic, and commuter category airplanes. The FAA has determined that improved crash resistance of these fuel systems is necessary to prevent deaths and injuries due to fire in survivable crashes. The proposed design changes would limit fuel spillage near ignition sources and would provide additional time for the survivors to evacuate the airplane.

Timetable:

Action	Date	FR Cite
ANPRM	03/05/85	50 FR 8948
ANPRM Comment Period End	07/03/85	
NPRM	02/28/90	55 FR 7280
NPRM Comment Period End	06/28/90	
SNPRM	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/28/90 (55 FR 7280)

Additional Information: Formerly titled "Amend part 23 To Include Requirements for Crash-Resistant Fuel Systems." Project No. ACE-82-005R.

Agency Contact: Norman Vetter, Standards Office, Aircraft Certification

Service, Department of Transportation, Federal Aviation Administration, 601 E. 12th Street, Kansas City, MO 64106
Phone: 816 426-5688

RIN: 2120-AA57

2355. REVIEW OF PART 47, AIRCRAFT REGISTRATION, AND PART 49, RECORDING OF AIRCRAFT TITLES AND SECURITY DOCUMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1354; 49 USC 1401; 49 USC 1403; 49 USC 1405; 49 USC 1406; 49 USC 1502; 49 USC 106(g)

CFR Citation: 14 CFR 47; 14 CFR 49

Legal Deadline: None

Abstract: This notice would propose to update parts 47 and 49 of the Federal Aviation Regulations to reflect changes in the law, legal interpretations, other recent rulemaking actions, and the FAA's current aircraft registry practices. The intent of these proposed changes is to articulate, modernize, and simplify the existing regulations rather than alter established procedures.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/00/95

Additional Information: Project Number AFS-89-201R.

Agency Contact: Sharon Ashford, Flight Standards Service, Department of Transportation, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Boulevard, Oklahoma City, Oklahoma 73125
Phone: 405 954-7038

RIN: 2120-AC17

DOT—FAA

Proposed Rule Stage

2356. +PART 145 REVIEW: REPAIR STATIONS

Priority: Other Significant

Legal Authority: 49 USC 1354; 49 USC 1355; 49 USC 1421; 49 USC 1427

CFR Citation: 14 CFR 43; 14 CFR 65; 14 CFR 145

Legal Deadline: None

Abstract: The FAA proposes to update and revise the regulations for repair stations. This action is necessary because many portions of the current repair station regulations do not reflect technical advances in aircraft maintenance practices or aircraft technology. The revisions would reorganize the repair station rules to reduce duplication of regulatory language and eliminate obsolete information. The proposal also would establish new requirements that relate to repair station ratings and classes, manual requirements, recordkeeping, and personnel. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
Notice of Public Meetings	07/24/89	54 FR 30866
Notice Correction NPRM	08/08/89 12/00/95	54 FR 32563

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project No. AFS-87-045R. This project was formerly entitled Review and Revision of Repair Station Requirements, and Repair Station and Repairmen Certification Rules.

Agency Contact: Richard Nowak, Aircraft Maintenance Division, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-7228

RIN: 2120-AC38

2357. 1-G STALLING SPEED AS A BASIS FOR COMPLIANCE WITH PART 25 OF THE FEDERAL AVIATION REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 25; 14 CFR 36

Legal Deadline: None

Abstract: This action would amend the Federal Aviation Regulations to redefine the airplane reference stalling speed as the 1-g stalling speed in lieu of the minimum stalling speed. It would: (1) provide for a consistent, repeatable reference stalling speed; (2) ensure consistent and dependable maneuvering margins; (3) clarify the requirement for the use of 1-g stalling speeds in determining structural design speeds; (4) increase the head-on gust structural design requirement; and (5) provide for adjusted multiplying factors to maintain essentially equivalent requirements in areas where the use of minimum stalling speed has proven adequate. These changes are needed since the stalling characteristics of modern jet transports as determined by current methods can result in inconsistent reference stalling speeds. These changes may result in a higher level of safety where current methods have resulted in artificially low reference stalling speeds.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/00/95

Additional Information: Project No. ANM-86-041R.

Agency Contact: James Haynes, Airframe and Propulsion Branch, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, Northwest Mountain Region, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2131

RIN: 2120-AD40

2358. +REVISION OF PART 108, AIRPLANE OPERATOR SECURITY

Priority: Other Significant

Legal Authority: 49 USC 1354; 49 USC 1356; 49 USC 1357; 49 USC 1421; 49 USC 1424; 49 USC 1511; 49 USC 106(g)

CFR Citation: 14 CFR 108

Legal Deadline: None

Abstract: This action would amend part 108 of the Federal Aviation Regulations to incorporate new

requirements in response to worldwide terrorist activity. This rulemaking is considered significant because of its safety implications and substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number ACS-87-107R.

Agency Contact: Karl Shrum, Office of Civil Aviation Security, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3946

RIN: 2120-AD45

2359. +REVISION OF PART 107, AIRPORT SECURITY

Priority: Other Significant

Legal Authority: 49 USC 1354; 49 USC 1356; 49 USC 1357; 49 USC 1358; 49 USC 1421; 49 USC 106(g)

CFR Citation: 14 CFR 107

Legal Deadline: None

Abstract: This notice would propose to amend part 107 of the Federal Aviation Regulations to incorporate new requirements in response to the worldwide terrorist activity. This rulemaking is considered significant because of its safety implications and substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number ACS-87-106R.

Agency Contact: Robert Cammaroto, Office of Civil Aviation Security, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-7723

RIN: 2120-AD46

DOT—FAA

Proposed Rule Stage

2360. +ALTERNATIVE MEANS OF COMPLIANCE

Priority: Other Significant

Legal Authority: 49 USC 1341(a); 49 USC 1343(d); 49 USC 1348; 49 USC 1354(a); 49 USC 1401 to 1405; 49 USC 1421 to 1431; 49 USC 1481; 49 USC 1502; 49 USC 106(g)

CFR Citation: 14 CFR 11

Legal Deadline: None

Abstract: This action would revise the Federal Aviation Regulations to provide for the granting of relief from the literal compliance with certain rules provided the applicant justifies this relief and that the FAA finds that the provisions not complied with are compensated for by factors that have an equivalent level of safety or that there will be no adverse effect on safety. This action is considered significant because of a substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number ARM-90-045R. Formerly titled "Exemption Process."

Agency Contact: Linda Williams, Office of Rulemaking, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-9685

RIN: 2120-AD66

2361. +COST OF SERVICES AND TRANSFER OF FEES TO PART 187 FROM PARTS 47, 49, 61, 63, 65, AND 143

Priority: Other Significant

Legal Authority: 49 USC 1341; 49 USC 1343; 49 USC 1344; 49 USC 1346; 49 USC 1348; 49 USC 1354; 49 USC 1355; 49 USC 106(g)

CFR Citation: 14 CFR 47; 14 CFR 49; 14 CFR 61; 14 CFR 63; 14 CFR 65; 14 CFR 143; 14 CFR 187

Legal Deadline: None

Abstract: This action would assess reasonable charges for certain services provided by the FAA. The charges

would be set at a level approximating the cost to the Government to provide these services and would be adjusted periodically as the cost of these services change or as prescribed in the Anti-Drug Abuse Act of 1988. The cost of providing services for aircraft registration and recording and replacement of airmen certificates is not being fully recouped in accordance with the changes reflected in the Consumer Price Index of All Urban Consumers, which was published by the Bureau of Labor Statistics of the Department of Labor, or as set by the Anti-Drug Abuse Act of 1988. This rulemaking would also consolidate all service fees by placing them in part 187 of the Federal Aviation Regulations.

Timetable:

Action	Date	FR Cite
NPRM	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/00/96

Additional Information: Project Number AFS-90-347R.

Agency Contact: Sharon Ashford, Registry Modernization Staff, Mike Monroney Aeronautical Center, Department of Transportation, Federal Aviation Administration, 6500 South MacArthur Boulevard, Oklahoma City, Oklahoma 73125-4939 Phone: 405 954-7038

RIN: 2120-AD91

2362. VISUAL DESCENT POINTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1356; 49 USC 1357; 49 USC 1401; 49 USC 1421 to 1430; 49 USC 1472; 49 USC 1485; 49 USC 1502; 49 USC 106(g)

CFR Citation: 14 CFR 121; 14 CFR 135

Legal Deadline: None

Abstract: This notice would propose to incorporate visual descent point (VDP) requirements into Part 135 of the Federal Aviation Regulations (FAR). In addition, this notice would amend the VDP requirements in Part 121 of the FAR to be consistent with the VDP requirements in Part 135 of the FAR.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number AFS-91-206R.

Agency Contact: Larry Youngblut, Regulations Branch, Air Transportation Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3755

RIN: 2120-AE34

2363. +REDUCED ALTITUDE SEPARATION

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1301(7); 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1355; 49 USC 1401; 49 USC 1421 to 1431; 49 USC 1471 to 1472; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2125; EO 11514; 49 USC 106(g); 49 USC 1321 et seq

CFR Citation: 14 CFR 91

Legal Deadline: None

Abstract: In the 1950's, a vertical separation minimum of 2,000 feet was established for use between aircraft operating above flight level 290. Reducing the 2,000-foot separation requirement to 1,000 feet would increase flight level availability, increase en route airspace capacity, enable aircraft to fly at more fuel efficient altitudes, and increase air traffic controller flexibility. This action is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
Public Meeting Notice	07/22/93	58 FR 39273
NPRM	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/00/96

Additional Information: Project Number: AFS-92-279R

DOT—FAA

Proposed Rule Stage

Agency Contact: Roy Grimes, Technical Programs Division, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3755

RIN: 2120—AE51

2364. +AIRPORT LAND USE COMPATIBILITY PLANNING—PROPOSED REVISIONS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1348; 49 USC 1354(a); 49 USC 1421; 49 USC 1431; 49 USC 2101 to 2103(a); 49 USC 2104(a); 49 USC 2104(b); 49 USC 2201 et seq; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 150

Legal Deadline: None

Abstract: This action would revise the requirements for developing noise exposure maps and noise compatibility programs and submitting them for FAA approval. The revisions are intended to expedite and simplify the part 150 process. Under the revised process, the mandatory set of noise abatement measures which are presently required to be considered by each airport sponsor would be limited in scope depending on the characteristics of each airport and its surrounding community. The new process would be supported by appropriate guidance, training, review, standardization, and consultation requirements. This project is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 04/00/96

Additional Information: Project Number: AEE-90-410R.

Agency Contact: Alan V. Trickey, Policy and Regulations Division, Office of Environment and Energy, Department of Transportation, Federal

Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3496

RIN: 2120—AE64

2365. +PILOT, FLIGHT INSTRUCTOR, GROUND INSTRUCTOR, AND PILOT SCHOOL CERTIFICATION RULES

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1421 to 1422; 49 USC 1427; 49 USC 106(g)

CFR Citation: 14 CFR 61

Legal Deadline: None

Abstract: This action would update and revise part 61, Certification: Pilots and Flight Instructors; part 141, Pilots Schools; and part 143, Ground Instructors. In order to be more compatible with the current operating environment and evolving demands of the national airspace system, this action would update training, certification, and recency-of-experience requirements. It is considered significant because of substantial public interest in pilot and instructor certification and training issues.

Timetable:

Action	Date	FR Cite
NPRM	08/11/95	60 FR 41160
NPRM Comment Period End	12/11/95	
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project No.: AFS-90-025R. RIN 2120-AD59 entitled, "Operations Over the High Seas and Within the North Atlantic Minimum Navigation Performance Specification Airspace," has been incorporated into this document (previous Project No.: AFS-89-175R). The present action was formerly entitled "Part 61, Phase II."

Agency Contact: John Lynch, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591

Phone: 202 267-3841

RIN: 2120—AE71

2366. +MODE S TRANSPONDER REQUIREMENT FOR PART 135 OPERATORS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1422; 49 USC 1427; 49 USC 106(g)

CFR Citation: 14 CFR 121; 14 CFR 135

Legal Deadline: None

Abstract: This action would revise the Mode S transponder requirement for all aircraft operating under part 135 and certain aircraft operating under part 121 based on the expected availability of operational capabilities of Mode S ground sensors. For part 121 operators, the action would affect only those aircraft not required to have Traffic Alert and Collision Avoidance System II. An aviation rulemaking advisory committee has recommended that the FAA conduct a study of the installed Mode S ground sensor to determine the extent of the benefits derived and the costs involved in equipage. This action is a relieving action made necessary by the fact that ground sensors are not in place to support the requirement. Further, FAA is studying the need for Mode S transponders in Part 135 and certain Part 121 operations in light of the fact that transponders may not substantially increase ATC ability to view air traffic. This rulemaking is considered significant because of the substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number: AFS-92-297R. As this action merely involves a further extension of compliance date, it is not a rulemaking requiring OMB review in the context of EO 12866. However, it is significant

DOT—FAA

Proposed Rule Stage

under DOT's regulatory policies and procedures.

Agency Contact: Daniel V. Meier, Jr., Airplane Rules and Aeronautical Information Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3749

RIN: 2120-AE81

2367. +CORROSION CONTROL PROGRAM

Priority: Other Significant

Legal Authority: 49 USC 1352 to 1355; 49 USC 1401; 49 USC 1421 to 1431; 49 USC 1471; 49 USC 1472; 49 USC 1501; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2125; 49 USC 106(g)

CFR Citation: 14 CFR 121; 14 CFR 125; 14 CFR 129; 14 CFR 135

Legal Deadline: None

Abstract: This project would ensure that airplanes used or not used in common carriage in air transportation have a comprehensive corrosion prevention program within their maintenance or inspection programs. In April 1988, a commercial transport airplane experienced an in-flight decompression and separation of approximately 18 feet of the fuselage skin and structure at the top of the airplane. The airplane had been in service for 19 years and had flown almost 90,000 flights. The National Transportation Safety Board concluded that the failure of the airline to detect skin disbonding resulted in corrosion and metal fatigue leading to separation of the airplane's skin structure. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	07/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/00/96

Additional Information: Project Number: AFS-93-382R

Agency Contact: Frederick Sobeck, Aircraft Maintenance Division, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591

Phone: 202 267-7355

RIN: 2120-AE92

2368. NASHVILLE, TN, CLASS B AIRSPACE

Priority: Routine and Frequent

Legal Authority: 49 USC 1348(a); 49 USC 1510; 49 USC 106(g); EO 10854

CFR Citation: 14 CFR 71

Legal Deadline: None

Abstract: This notice proposes to establish Nashville Class B airspace and revoke Nashville Class C airspace in Tennessee. The Nashville Class B Airspace would consist of an area up to and including 8,000 feet mean sea level from the surface or higher within a 27-mile radius of the Nashville International Airport. This action is intended to increase the capability of the air traffic control system to separate aircraft in the terminal airspace around the Nashville International Airport.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number: ATP-93-361T

Agency Contact: Patricia Crawford, Airspace and Obstruction Evaluation Branch, Air Traffic Rules and Procedures Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9255

RIN: 2120-AE93

2369. CINCINNATI, OH, CLASS B AIRSPACE

Priority: Routine and Frequent

Legal Authority: 49 USC 1354(a); 49 USC 1510; 49 USC 106(g); EO 10854

CFR Citation: 14 CFR 11

Legal Deadline: None

Abstract: This action would alter the Cincinnati, OH, Terminal Control Area (TCA) to redefine the airspace around the Cincinnati/Northern International Airport. The objective of this proposal is to substantially increase safety while

accommodating the legitimate concerns of airspace users.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number: ATP-93-476T

Agency Contact: Norman W. Thomas, Airspace and Obstruction Evaluation Branch, Airspace Rules & Aeronautical Info Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9230

RIN: 2120-AE97

2370. CHANGES IN TYPE DESIGN OF HELICOPTERS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1344; 49 USC 1348(c); 49 USC 1352; 49 USC 1354(a); 49 USC 1355; 49 USC 1421 to 1432; 49 USC 1502; 49 USC 1651(b)(2); 49 USC 7272; 49 USC 106(g); EO 11514

CFR Citation: 14 CFR 21

Legal Deadline: None

Abstract: This action would provide an exclusion for the attachment, or removal, of external equipment for specific purposes from the existing noise certification requirements for changes in type design of helicopters.

Timetable:

Action	Date	FR Cite
NPRM	09/20/95	60 FR 48790
Correction	09/28/95	60 FR 50244
NPRM Comment Period End	11/20/95	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/00/95

Additional Information: Project Number: AEE-93-558R

DOT—FAA

Proposed Rule Stage

Agency Contact: Kenneth Jones, Technical Division, Office of Environment and Energy, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 10592 Phone: 202 267-3554

RIN: 2120—AF10

2371. ORLANDO, FL, CLASS B AIRSPACE

Priority: Routine and Frequent

Legal Authority: 49 USC 1348(a); 49 USC 1354(a); 49 USC 1510; 49 USC 106(g); EO 10854

CFR Citation: 14 CFR 71

Legal Deadline: None

Abstract: This action will propose to alter the Orlando, FL, Class B airspace area. This action would maintain the altitude of the upper limit of the Class B airspace area at 10,000 feet mean sea level and redefine several existing subareas to improve safety while providing the most efficient use of the terminal airspace.

Timetable:

Action	Date	FR Cite
NPRM	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/00/96

Additional Information: Project Number: ATP-94-150T

Agency Contact: Lewis W. Still, Airspace and Obstruction Evaluation Branch, Air Traffic Rules and Procedures Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-9250

RIN: 2120—AF17

2372. RALEIGH/DURHAM, NC, CLASS B AIRSPACE

Priority: Routine and Frequent

Legal Authority: 49 USC 1348(a); 49 USC 1354(a); 49 USC 1510; 49 USC 106(g); EO 10854

CFR Citation: 14 CFR 71

Legal Deadline: None

Abstract: This action will propose to establish the Raleigh/Durham Class B

airspace area and revoke the Class C airspace area in North Carolina. The purpose of the proposed establishment of a Class B airspace at Raleigh/Durham is to improve the degree of safety while providing the most efficient use of the terminal airspace.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 01/00/96

Additional Information: Project Number: ATP-93-578T

Agency Contact: Patricia Crawford, Airspace and Obstruction Evaluation Branch, Air Traffic Rules and Procedures Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-9250

RIN: 2120—AF20

2373. +REVISION OF EMERGENCY EVACUATION DEMONSTRATION PROCEDURES TO IMPROVE PARTICIPANT SAFETY

Priority: Other Significant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 25; 49 CFR 1.47

Legal Deadline: None

Abstract: This action would amend part 25 of the FAR by revising Appendix J, Emergency Evacuation, to allow certain alternative procedures in conducting full-scale emergency evacuation demonstrations for transport category airplanes. This is in response to recommendations from the Performance Standards Working Group of the Aviation Rulemaking Advisory Committee. The changes, which are intended to make full-scale emergency evacuation demonstrations safer for participants and to codify existing practices, would also affect manufacturers and operators of transport category airplanes. This action is considered significant because of substantial public interest and safety implications.

Timetable:

Action	Date	FR Cite
NPRM	07/18/95	60 FR 36932
Correction	08/25/95	60 FR 44387
NPRM Comment Period End	10/16/95	
Final Action	11/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number: ANM-94-124A

Agency Contact: Franklin Tiangsing, Regulations Branch, ANM-114, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98055-4056 Phone: 206 227-2121

RIN: 2120—AF21

2374. AVIATION INSURANCE

Priority: Other

Legal Authority: 49 USC 1531 to 1543; 4 USC 106(g); PL 97-449

CFR Citation: 14 CFR 198

Legal Deadline: None

Abstract: This rulemaking would revise and update the aviation insurance requirements. This action is being taken to reflect current legislative language, to be current with industry practices, to reflect industry concerns, and to recapture administrative expenses incurred. This action will clarify the language and make it conform with the current legislative language and intent.

Timetable:

Action	Date	FR Cite
NPRM	08/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 08/00/96

Additional Information: Project Number: APO-93-512R

Agency Contact: Ellie Eilenberg, Office of Policy, Plans, and Management Analysis, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3090

RIN: 2120—AF23

DOT—FAA

Proposed Rule Stage

2375. NORMAL CATEGORY MAXIMUM WEIGHT

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)
CFR Citation: 14 CFR 27; 14 CFR 29
Legal Deadline: None
Abstract: The FAA announced a public meeting to discuss the use of Aviation Rulemaking Advisory Commission procedures in future harmonized rulemaking. One specific rulemaking discussed was a proposed increase in the current maximum gross weight limitation of 6,000 pounds for certification as a normal category rotorcraft. This project has been assigned to ARAC.

Timetable:

Action	Date	FR Cite
Notice of Public Meeting	02/05/94	59 FR 554
NPRM	06/00/96	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 06/00/96

Agency Contact: Kim Smith, Rotorcraft Standards Staff, Rotorcraft Directorate, Department of Transportation, Federal Aviation Administration, ASW-110, FAA, Fort Worth, TX 76193-0110 Phone: 817 222-5128

RIN: 2120-AF33

2376. +CONTROLLED REST ON THE FLIGHT DECK

Priority: Other Significant
Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428 to 1430; 49 USC 106(g)
CFR Citation: 14 CFR 121
Legal Deadline: None

Abstract: This proposal would allow part 121 certificate holders who operate aircraft that require three flight crewmembers, two pilots and a flight engineer, to implement a controlled rest on the flight deck program. Under the program, when cockpit workload permits, one flight crewmember at a time would be given the opportunity to sleep for a brief period of time at

his or her duty station during the cruise portion of a flight. Before using the controlled rest concept, however, the certificate holder would have to obtain approval for its program from the FAA. This proposal originated as a recommendation from the Aviation Rulemaking Advisory Committee and responds to industry interest in developing a controlled rest program that is approved by the FAA. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 10/00/95
Additional Information: Project Number: AFS-92-764A

Agency Contact: Larry Youngblut, Air Transportation Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3755

RIN: 2120-AF54

2377. PROPOSED MODIFICATION OF THE SALT LAKE CITY, UT, CLASS B AIRSPACE

Priority: Routine and Frequent
Legal Authority: 49 USC 1348(a); 49 USC 1354(a); 49 USC 1510; 49 USC 106(g); EO 10854
CFR Citation: 14 CFR 71

Legal Deadline: None
Abstract: This action will propose to alter the Salt Lake City, UT, Class B airspace area by redefining several existing subareas to improve air traffic procedures. The goal of this action is to improve safety while providing the most efficient use of the terminal airspace.

Timetable:

Action	Date	FR Cite
NPRM	03/00/96	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 03/00/96
Additional Information: Project Number: ATP-94-361R

Agency Contact: Norman W. Thomas, Airspace and Obstruction Evaluation Branch, Air Traffic Rules and Procedures Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-9230

RIN: 2120-AF56

2378. PROPOSED MODIFICATION OF THE PHOENIX, AZ, CLASS B AIRSPACE

Priority: Routine and Frequent
Legal Authority: 49 USC 1348(a); 49 USC 1354(a); 49 USC 1510; 49 USC 106(g); EO 10854
CFR Citation: 14 CFR 71

Legal Deadline: None
Abstract: This action will propose to alter the Phoenix, AZ, Class B airspace area by redefining several existing subareas to improve air traffic procedures. The goal of this action is to improve safety while providing the most efficient use of the terminal airspace.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 10/00/95
Additional Information: Project Number: ATP-94-623R

Agency Contact: Norman W. Thomas, Airspace and Obstruction Evaluation Branch, Rules and Aeronautical Information Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-9230

RIN: 2120-AF58

2379. +FLIGHT CREWMEMBER DUTY LIMITATIONS AND REST REQUIREMENTS

Priority: Other Significant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

DOT—FAA

Proposed Rule Stage

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428 to 1430; 49 USC 106(g)

CFR Citation: 14 CFR 121; 14 CFR 135

Legal Deadline: None

Abstract: This action would amend the pilot rest and duty requirements for pilots operating under Parts 121 and 135 by ensuring that pilots receive adequate rest opportunities while assigned to reserve status and by preventing lengthy duty periods that could contribute to acute and cumulative fatigue. Specifically, the rulemaking will propose a definition of rest period. This action also proposes that all commercial flying or flying under Part 91 that is done by a pilot for a certificate holder will be included in the total flight time limitations of Parts 121 or 135, as applicable. This action is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number AFS-94-443R

Agency Contact: Larry Youngblut, Air Transportation Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3755

RIN: 2120-AF63

2380. +SUBMISSION TO DRUG TESTS

Priority: Other Significant

Legal Authority: 49 USC 1301(7); 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1356; 49 USC 1401; 49 USC 1421; 49 USC 1422 to 1432; 49 USC 1471; 49 USC 1472; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121; 49 USC 106(g)

CFR Citation: 14 CFR 61; 14 CFR 63; 14 CFR 91

Legal Deadline: None

Abstract: This action would propose amendments to require aircraft crewmembers to submit to tests that show the presence of alcohol, drugs, or

drug metabolites when requested by Federal, State, or local law enforcement officers investigating violations of Federal, State, or local law. The proposed amendments are intended to reduce aircraft accidents and incidents attributed to the use of drugs by crewmembers. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/00/96

Additional Information: Project Number: AFS-90-082

Agency Contact: Thomas K. Glista, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-8150

RIN: 2120-AF64

2381. TYPE CERTIFICATION PROCEDURES FOR CHANGED PRODUCTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1341(a); 49 USC 1343(d); 49 USC 1344; 49 USC 1348; 49 USC 1352; 49 USC 1354(a); 49 USC 1355; 49 USC 1491 to 1406; 49 USC 1421 to 1432; 49 USC 1481; 49 USC 1502; 49 USC 1651(b)(2); 49 USC 106(g); EO 11514

CFR Citation: 14 CFR 11; 14 CFR 21; 14 CFR 25

Legal Deadline: None

Abstract: This action would amend the procedural regulations for the certification of changes to type certificated products. The amendments are needed to accommodate the trend toward fewer products that are of completely new design and more products with repeated changes of previously approved designs.

Timetable:

Action	Date	FR Cite
NPRM	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/00/96

Additional Information: Project Number: AIR-95-053A. This is an Aviation Rulemaking Advisory Committee project.

Agency Contact: Lyle Davis, Office of Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-9583

RIN: 2120-AF68

2382. +PASSENGER FACILITY CHARGES

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1513; 49 USC 2206; 49 USC 2218

CFR Citation: 14 CFR 158

Legal Deadline: None

Abstract: This action proposes to increase the amount of compensation that a carrier may earn for collecting and remitting a passenger facility charge from eight cents to ten cents. In addition, the NPRM proposes to clarify that monthly remittances must be received by airport public agencies collecting PFCs on the last day of each month. The NPRM also proposes to amend the regulation to reflect the statutory prohibition on collection of PFCs from passengers using frequent flyer bonus awards. This rulemaking is significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number: APP-94-568P.

Agency Contact: Sheryl Scarborough, Airport Financial Assistance Division, Office of Airports Planning and Programming, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-8825

RIN: 2120-AF69

2383. REVISED STRUCTURAL LOADS REQUIREMENTS FOR TRANSPORT AIRPLANES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1347; 49 USC 1348; 49 USC 1354(a); 49 USC 1357(d)(2); 49 USC 1372; 49 USC 1421 to 140; 49 USC 1432; 49 USC 1442; 49 USC 1443; 49 USC 1472; 49 USC 1522; 49 USC 1652(e); 49 USC 1655(c); 49 USC 2657(f); 49 USC 106(g)

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: This notice proposes to revise the structural loads design requirements of the Federal Aviation Regulations (FAR) for transport category airplanes by incorporating changes developed in cooperation with the Joint Aviation Authorities of Europe, and the U.S. and European aviation industry through the Aviation Rulemaking Advisory Committee. This action is necessary because differences between current U.S. and European requirements impose unnecessary costs on airplane manufacturers. These proposals are intended to achieve common requirements and language between the requirements of the FAR and the Joint Aviation Requirements without reducing the level of safety provided by the regulations.

Timetable:

Action	Date	FR Cite
NPRM	08/29/95	60 FR 44998
NPRM Comment Period End	11/27/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number ANM-93-759-A.

Agency Contact: James Haynes, Airframe and Propulsion Branch, ANM-

112, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2131

RIN: 2120-AF70

2384. • OPERATIONAL AND STRUCTURAL DIFFICULTY REPORTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 106; 49 USC 1354 to 1357; 49 USC 1401; 49 USC 1421 to 1430; 49 USC 1472; 49 USC 1485; 49 USC 1502

CFR Citation: 14 CFR 121; 14 CFR 125; 14 CFR 127; 14 CFR 135; 14 CFR 145

Legal Deadline: None

Abstract: This action would amend the reporting requirements for air carrier certificate holders and certificated domestic and foreign repair stations concerning failures, malfunctions, and defects of aircraft, aircraft engines, systems, and components. The proposed rule would clarify and standardize the reporting requirements for the type of information submitted to the FAA, allowing the FAA to identify trends that may affect aviation safety. This action was prompted by an internal FAA review of industry concern over the quality of the data being reported by air carriers. The objective of the proposed rule is to update and improve the reporting system to effectively collect and disseminate clear and concise information, particularly with regard to aging aircraft, to the aviation industry.

Timetable:

Action	Date	FR Cite
NPRM	08/14/95	60 FR 41992
NPRM Comment Period End	11/13/95	
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number: AFS-95-237A. This is a recommendation from the Aviation Rulemaking Advisory Committee.

Agency Contact: Benjamin Burton, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3797

RIN: 2120-AF71

2385. • WATER AND HAIL INGESTION STANDARDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423 to 1426; 49 USC 106(g)

CFR Citation: 14 CFR 33

Legal Deadline: None

Abstract: This action proposes changes to the water and hail ingestion standards for aircraft turbine engines. This proposal addresses an engine power-loss instability phenomena attributed to operation in extreme rain or hail that is not adequately addressed by current requirements. This proposal also harmonizes with requirements being drafted by the Joint Aviation Authorities (JAA). The proposed changes, if adopted, will establish one set of common requirements, thereby reducing the hardship on the United States and worldwide aviation industry, by eliminating the need for manufacturers to comply with different sets of standards when seeking validation from the FAA and JAA.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 11/00/95

Additional Information: Project Number: ANE-93-734A. This is an Aviation Rulemaking Advisory Committee project.

Agency Contact: Thomas Boudreau, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 12 New England Executive Park, Burlington, MA 01803-5299

DOT—FAA

Proposed Rule Stage

Phone: 617 238-7117

RIN: 2120-AF75

2386. • +FLIGHT DATA RECORDERS

Priority: Other Significant

Legal Authority: 49 USC 106; 49 USC 1346; 49 USC 1354 to 1357; 49 USC 1401; 49 USC 1421 to 1431; 49 USC 1485; 49 USC 1502; 49 USC 1511; 49 USC 1522

CFR Citation: 14 CFR 121; 14 CFR 125; 14 CFR 129; 14 CFR 135

Legal Deadline: None

Abstract: This notice would revise the Federal Aviation Regulations to require additional recorded parameters on Flight Data Recorders. This action follows a recommendation from the National Transportation Safety Board. If adopted, these amendments would allow for more comprehensive accident and incident information to be gathered, thereby potentially reducing future accidents and incidents. This rulemaking is considered significant because of anticipated costs and substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/00/95

Additional Information: Project Number: AIR-95-267R.

Agency Contact: Frank Rock, Office of Aircraft Certification, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9567

RIN: 2120-AF76

2387. • MISCELLANEOUS CABIN SAFETY CHANGES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 106; 49 USC 1344(a); 49 USC 1355; 49 USC 1421; 49 USC 1423 to 1426; 49 USC 1428 to 1431

CFR Citation: 14 CFR 121

Legal Deadline: None

Abstract: This action proposes to revise the airworthiness standards for transport category airplanes relating to flight attendant assist space, flight attendant assist handles, door hold open features, outside viewing means, interior compartment doors and portable oxygen equipment. With one exception, these proposals are not the result of any specific incident or recommendation, but are part of the FAA's continuing effort to upgrade the regulations to improve the overall level of safety in areas where the state-of-the-art and good design practice have indicated that such upgrades are warranted. These proposals would result in both new type design regulations as well as requirements applicable to existing designs implemented via the operating rules.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 01/00/96

Additional Information: Project Number: ANM-90-016R.

Agency Contact: Jeff Gardlin, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2114

RIN: 2120-AF77

2388. • REVISION OF HYDRAULICS SYSTEMS AIRWORTHINESS STANDARDS TO HARMONIZE WITH EUROPEAN AIRWORTHINESS STANDARDS FOR TRANSPORT CATEGORY AIRPLANES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423 to 1426; 49 USC 1428 to 1431; 49 USC 106(g)

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: This notice proposes to amend the airworthiness standards for transport category airplanes to harmonize hydraulic systems design and test requirements with standards proposed for the European Joint Aviation Requirements. These proposals were developed in cooperation with the Joint Aviation Authorities of Europe and the US and European aviation industry through the Aviation Rulemaking Advisory Committee (ARAC). These changes are intended to benefit the public interest by standardizing certain requirements, concepts, and procedures contained in the airworthiness standards without reducing and potentially enhancing the current level of safety.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/00/95

Additional Information: Project Number: ANM-93-730A. This is an Aviation Rulemaking Advisory Committee project.

Agency Contact: Manhidner Wahi, Transport Airplane Directorate, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2112

RIN: 2120-AF79

2389. • BIRD INGESTION STANDARDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423 to 1426; 49 USC 106(g)

CFR Citation: 14 CFR 33

Legal Deadline: None

Abstract: This action proposes changes to amend the type certification standards for aircraft turbine engines that concern bird ingestion. This proposal updates the current bird

ingestion standards to reflect recent analysis defining the actual bird threat encountered by turbine engines. This proposal also harmonizes the FAA's type certification standards on this issue with requirements being drafted by the Joint Aviation Authorities (JAA). The proposed changes, if adopted, would establish one set of common requirements, and thereby reduce the regulatory hardship on the aviation industry by eliminating the need for manufacturers to comply with different sets of standards when seeking type certification from the FAA and validation from the JAA.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 04/00/96

Additional Information: Project Number: ANE-93-733A. This is an Aviation Rulemaking Advisory Committee project.

Agency Contact: John Golinski, Engine and Propeller Directorate, Department of Transportation, Federal Aviation Administration, 12 New England Executive Park, Burlington, MA 01803-5299

Phone: 617 238-7119

RIN: 2120-AF84

2390. • TWO APPROACH CHARTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 106(g); 49 USC 40101; 49 USC 40105; 49 USC 40113; 49 USC 44701 to 44702; 49 USC 44704 to 44705; 49 USC 44707 to 44717; 49 USC 44722; 49 USC 45303

CFR Citation: 14 CFR 121; 14 CFR 135

Legal Deadline: None

Abstract: This action proposes to establish a requirement for two sets of approach charts to be available and used by the flight crewmembers during commercial operations under instrument flight rules (IFR). It

responds to the National Transportation Safety Board (NTSB) finding (A-93-35) recommending that all pilots operating aircraft under 14 CFR parts 135 and 121 have access to their own set of instrument approach charts and use them during the approach and landing segment of the flight. This notice would also standardize the requirement and rule language for both parts 121 and 135.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number: AFS-95-390R.

Agency Contact: Thomas Kiley, Commuter and Air Taxi Branch, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591

Phone: 202 267-8086

RIN: 2120-AF86

2391. • HOUSTON, TEXAS, CLASS B AIRSPACE

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 106(g); 49 USC 1348(a); 49 USC 1354(a); 49 USC 1510; EO 10854

CFR Citation: 14 CFR 71

Legal Deadline: None

Abstract: This action will propose to modify the Houston, Texas, Class B Airspace area. This action would maintain the altitude of the upper limit of the Class B airspace area at 10,000 feet mean sea level and redefine several existing subareas to improve safety while providing the most efficient use of the terminal airspace.

Timetable:

Action	Date	FR Cite
NPRM	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/00/96

Additional Information: Project Number: ATP-95-417T.

Agency Contact: William C. Nelson, Air Traffic Rules and Procedures Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591

Phone: 202 267-9295

RIN: 2120-AF88

2392. • SALT LAKE CITY, UTAH, CLASS B AIRSPACE

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1348(a); 49 USC 1354(a); 49 USC 1510; 49 USC 106(g); EO 10854

CFR Citation: 14 CFR 71

Legal Deadline: None

Abstract: This action will propose to modify the Salt Lake City, Utah, Class B Airspace area. This action would maintain the altitude of the upper limit of the Class B airspace area at 10,000 feet mean sea level and redefine several existing subareas to improve safety while providing the most efficient use of the terminal airspace.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/00/95

Additional Information: Project Number: ATP-94-361T.

Agency Contact: Norman W. Thomas, Air Traffic Rules and Procedures Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591

Phone: 202 267-9230

RIN: 2120-AF89

DEPARTMENT OF TRANSPORTATION (DOT)
Federal Aviation Administration (FAA)

Final Rule Stage

2393. PART 95 INSTRUMENT FLIGHT RULES

Priority: Routine and Frequent

Legal Authority: 49 USC 1348; 49 USC 1354; 49 USC 1510; 49 USC 106(g)

CFR Citation: 14 CFR 95

Legal Deadline: None

Abstract: Nonsignificant regulations issued routinely and frequently as a part of an established body of technical requirements to keep those requirements operationally current. Total actions expected--2500. 10/00/94 - 10/00/95.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Louis C. Cusimano, General Aviation and Commercial Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 267-8212

RIN: 2120-AA63

2394. AIRWORTHINESS DIRECTIVES

Priority: Routine and Frequent

Legal Authority: 49 USC 1421; 49 USC 1423; 49 USC 106(g)

CFR Citation: 14 CFR 39

Legal Deadline: None

Abstract: Nonsignificant regulations issued routinely and frequently in order to correct known or expected safety problems on type certificated products. Total actions expected--400. 10/00/94 to 10/00/95.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Jack McGrath, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 267-9580

RIN: 2120-AA64

2395. STANDARD INSTRUMENT APPROACH PROCEDURES

Priority: Routine and Frequent

Legal Authority: 49 USC 1348; 49 USC 1354(a); 49 USC 1421; 49 USC 1510; 49 USC 106(g)

CFR Citation: 14 CFR 97

Legal Deadline: None

Abstract: Nonsignificant regulations issued routinely and frequently as a part of an established body of technical requirements to keep those requirements operationally current. Total actions expected--2,800. 10/00/94 - 10/00/95.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Louis C. Cusimano, General Aviation and Commercial Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 267-8212

RIN: 2120-AA65

2396. AIRSPACE ACTIONS

Priority: Routine and Frequent

Legal Authority: 49 USC 1348(a); 49 USC 1354(a); 49 USC 1510; 49 USC 1522

CFR Citation: 14 CFR 71; 14 CFR 73; 14 CFR 75

Legal Deadline: None

Abstract: Nonsignificant regulations issued routinely and frequently as a part of an established body of technical requirements to keep those requirements operationally current. Total actions expected--240. 10/00/94 through 10/00/95.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard Huff, Manager, Airspace Branch, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 267-3075

RIN: 2120-AA66

2397. +REVISION OF MEDICAL STANDARDS AND CERTIFICATION PROCEDURES

Priority: Other Significant

Legal Authority: 49 USC 1354; 49 USC 1355; 49 USC 1421; 49 USC 1422; 49 USC 1427

CFR Citation: 14 CFR 67

Legal Deadline: None

Abstract: This action would revise the medical standards and the medical certification procedures of the Federal Aviation Regulations. This action follows the completion of a comprehensive review of the medical standards which was announced in previous notices. If adopted, these revised standards for airman medical certification and associated administrative procedures will better provide for safety in the aviation system and reflect current medical knowledge, practice, and terminology. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	10/21/94	59 FR 53226
Notice of Public Meetings	01/04/95	60 FR 395
NPRM Comment Period End	02/21/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/21/94 (59 FR 53226)

Additional Information: The FAA contracted with the American Medical Association (AMA) on August 29, 1983, to develop a comprehensive report which was used by the FAA as part of its evaluation of Part 67 standards. AMA completed a professional review of the medical standards for civil airmen. The FAA announced the availability of the AMA report in the Federal Register on May 23, 1986 (51 FR 19040). RIN 2120-AB13 has been combined into this review. Project No. AAM-82-288R.

Agency Contact: Dennis P. McEachen, Special Projects Officer, Office of Aviation Medicine, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 493-4075

RIN: 2120-AA70

2398. +AIRCRAFT FLIGHT SIMULATOR USE IN PILOT TRAINING, TESTING, AND CHECKING AND AT TRAINING CENTERS

Regulatory Plan: This entry is Seq. No. 89 in Part II of this issue of the Federal Register.

RIN: 2120-AA83

2399. +IMPROVED STANDARDS FOR DETERMINING REJECTED TAKEOFF AND LANDING PERFORMANCE

Priority: Other Significant

Legal Authority: 49 USC 1344; 49 USC 1354(a) to 1357; 49 USC 1401; 49 USC 1421 to 1431; 49 USC 1472; 49 USC 1485; 49 USC 1502; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 25; 14 CFR 121; 14 CFR 135; 14 CFR 1; 14 CFR 91

Legal Deadline: None

Abstract: This action would amend parts 25, 121, and 135 of the Federal Aviation Regulations to add new standards for transport category airplanes which would provide for approval of a reduced takeoff decision speed (V1) methodology for takeoff on wet and contaminated runways. As a result of extensive review and due to the increasing emphasis on harmonizing certification standards with the Joint Aviation Authorities (JAA) of Europe, the NPRM of 11/30/87 was withdrawn and a revised one published. This rulemaking is significant because of substantial public interest in both the United States and Europe.

Timetable:

Action	Date	FR Cite
NPRM	11/30/87	52 FR 45578
NPRM Comment Period End	03/30/88	
NPRM Withdrawn	07/02/93	58 FR 36116
Second NPRM	07/08/93	58 FR 36738
Second NPRM Comment Period End	11/05/93	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/08/93 (58 FR 36738)

Additional Information: This project was formerly entitled "Standards for Approval of a Wet Runway Reduced V1 Methodology and Improved Takeoff

and Landing Braking Performance." Project Number ANM-83-030R.

Agency Contact: Don Stimson, Flight Test and Systems Branch, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, Northwest Mountain Region, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-1129

RIN: 2120-AB17

2400. STANDARDS FOR APPROVAL FOR HIGH-ALTITUDE OPERATION OF SUBSONIC TRANSPORT AIRPLANES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: This action would amend the Federal Aviation Regulations to specify airplane and equipment airworthiness standards for subsonic transport airplanes to be operated up to an altitude of 51,000 feet. This proposal was prompted by an increase in the number of applications received to raise the maximum certificated operating altitude for transport category airplanes. This action is intended to ensure an acceptable level of safety for airplanes operated at high altitudes.

Timetable:

Action	Date	FR Cite
NPRM	11/22/89	54 FR 48538
NPRM Comment Period End	05/21/90	
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: Multiple

Analysis: Regulatory Evaluation 11/22/89 (54 FR 48538)

Additional Information: Project No. ANM-83-022R.

Agency Contact: Bob McCracken, Transport Airplane Directorate, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, Northwest Mountain Region, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2118

RIN: 2120-AB18

2401. AIRWORTHINESS STANDARDS; TRANSPORT CATEGORY ROTORCRAFT PERFORMANCE

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 29

Legal Deadline: None

Abstract: This action would revise the performance requirements for transport category rotorcraft. The changes are needed to define more clearly the factors for determining takeoff distances for transport category rotorcraft and to add several other relevant standards. These changes would provide for an improved level of safety achievable because of recent technological advances in turboshaft engine design and associated rotorcraft design. The SNPRM proposed to add a minimum descent height of 15 feet.

Timetable:

Action	Date	FR Cite
ANPRM	10/17/85	50 FR 42126
ANPRM Comment Period End	06/06/86	
NPRM	01/08/90	55 FR 698
NPRM Comment Period End	07/09/90	
SNPRM	06/29/94	59 FR 33598
SNPRM Comment Period End	08/29/94	
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 01/08/90 (55 FR 698)

Additional Information: Project No. ASW-83-006R.

Agency Contact: Thomas Archer, Regulations Group, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, Southwest Region, 4400 Blue Mound Road, Fort Worth, TX 76193
Phone: 817 222-5112

RIN: 2120-AB36

2402. LOW FUEL QUANTITY ALERTING SYSTEM

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421;

49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: This action would amend the airworthiness standards for transport category airplanes to require a means to alert the flight crew of potentially unsafe low fuel quantities. There have been several fuel depletion incidents involving loss of power or thrust on all engines that could have resulted in forced landings and injury or loss of life. Most of these incidents resulted from improper fuel management techniques. This proposed amendment would require new transport category airplane designs to incorporate a low fuel quantity alert system that would allow for correction of certain fuel management errors or provide the flightcrew the opportunity to make a safe landing prior to engine fuel starvation.

Timetable:

Action	Date	FR Cite
NPRM	05/12/87	52 FR 17890
NPRM Comment Period End	09/09/87	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 05/12/87 (52 FR 17890)

Additional Information: Docket No. 25213. Project No. ANM-83-039R.

Agency Contact: Neil Schalekamp, Department of Transportation, Federal Aviation Administration, Northwest Mountain Region, 1601 Lind Avenue SW., Renton, Washington 98055-4056 Phone: 206 227-2135

RIN: 2120-AB46

2403. AIRWORTHINESS STANDARDS; TURBOSHAFT ENGINE ROTOR BURST PROTECTION

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 29

Legal Deadline: None

Abstract: This action would amend the Federal Aviation Regulations to

minimize the failure hazards of high speed powerplant rotor systems used in turboshaft engines in newly designed transport category rotorcraft. Engine rotor failures have occurred resulting in the release of high energy rotor fragments or other engine component fragments. These fragments have impacted and damaged critical rotorcraft structures, systems, controls, and adjacent engines, as well as caused serious or fatal injuries to passengers and crewmembers. This proposal, if adopted, is intended to eliminate these hazards.

Timetable:

Action	Date	FR Cite
NPRM	10/17/89	54 FR 42716
Comment Period Extended to 10/16/90	03/08/90	55 FR 8474
NPRM Comment Period End	04/16/90	
NPRM Comment Period Reopened to 3/15/93	01/14/93	58 FR 4566
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/17/89 (54 FR 42716)

Additional Information: Formerly entitled "Turbine Burst Protection for Transport Category Helicopters." Project No. ASW-84-002.

Agency Contact: Mike Mathias, Regulations Group, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, Southwest Region, 4400 Blue Mound Road, Fort Worth, TX 76193 Phone: 817 624-5123

RIN: 2120-AB91

2404. +PASSENGER-CARRYING AND CARGO AIR OPERATIONS FOR COMPENSATION OR HIRE

Priority: Other Significant

Legal Authority: 49 USC 1301(7); 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1357; 49 USC 1401; 49 USC 1421 to 1431; 49 USC 1471; 49 USC 1472; 49 USC 1485; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2125; 49 USC 106(g)

CFR Citation: 14 CFR 119; 14 CFR 121; 14 CFR 125; 14 CFR 127; 14 CFR 135

Legal Deadline: None

Abstract: This action would amend the Federal Aviation Regulations to update, clarify, and consolidate into one part, new part 119, the certification and operations specifications requirements for persons who conduct passenger-carrying or cargo-carrying air operations for compensation or hire. Significant changes included defining what must be included in operations specifications; defining "scheduled" and "domestic" operations; increasing the lead-time period for application for a certificate; defining a "wet lease" operation; including in the regulations criteria to determine who has operational control of an operation; and standardizing the requirements and qualifications for management personnel. This action is needed to establish permanent minimum safety standards following the "sunset" of the Civil Aeronautics Board on December 31, 1984, and the enactment of the Airline Deregulation Act of 1978. This action would also replace SFAR 38, as amended, which has provided interim certification and operations specifications regulation. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	10/12/88	53 FR 39852
NPRM Comment Period End	01/10/89	
Comment Period Reopened To 05/17/90	04/17/90	55 FR 14404
SNPRM Comment Period End 07/23/93	06/08/93	58 FR 32248
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation 06/08/93 (58 FR 32248)

Additional Information: Project No. AFS-84-190R. This new part is contained in the proposed rule, RIN number: 2120-AF62, entitled, "Commuter Operations and General Certification and Operations Requirements."

Agency Contact: Gary Davis, Air Transportation Division, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591

DOT—FAA

Final Rule Stage

Phone: 202 267-3750

RIN: 2120-AC08

2405. +FLIGHT ATTENDANT REQUIREMENTS

Priority: Other Significant

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1356; 49 USC 1357; 49 USC 1401; 49 USC 1421; 49 USC 1430; 49 USC 1472; 49 USC 1485; 49 USC 1502; 49 USC 106(g)

CFR Citation: 14 CFR 121

Legal Deadline: None

Abstract: The current regulations need to be revised to account for the changed operational practices stemming from airline economic deregulation. This proposal would clarify or change the number of flight attendants required when passengers are on board an airplane, including at stops. This proposal includes two new requirements: (1) a revision of the reduced number of flight attendants which, under certain conditions, a carrier is permitted to have on board a passenger-carrying airplane during stops; and (2) a requirement for a demonstration of competency by the other authorized persons who may be permitted to be substituted for required flight attendants when passengers are on board the airplane during stops. This proposal would change the current rule by clarifying and specifying the training required to be completed by these other authorized persons. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	04/14/89	54 FR 15134
NPRM Comment Period End	07/13/89	
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 04/14/89 (54 FR 15134)

Additional Information: Project No. AFS-86-077R.

Agency Contact: Gary Davis, Air Transportation Division, Office of Flight Standards, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3735

RIN: 2120-AC32

2406. +TYPE AND NUMBER OF PASSENGER EMERGENCY EXITS REQUIRED IN TRANSPORT CATEGORY AIRPLANES

Priority: Other Significant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: This action would amend the current requirements for passenger emergency exits and adopt two new exit types into the regulations. These proposals are intended to provide more consistent standards with respect to passenger seating allowed for each exit type, and the type and number of exits required for passenger seating configurations. This notice proposed to reduce the maximum inflation time of an escape slide to reflect the current state of the art. These changes resulted from the Public Technical Conference on Emergency Evacuation of Transport Airplanes held in Seattle, Washington, on September 3-6, 1985. This rulemaking is considered significant because it involves an important cabin-safety issue.

Timetable:

Action	Date	FR Cite
NPRM	02/22/90	55 FR 6344
NPRM Comment Period End	08/21/90	
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/22/90 (55 FR 6344)

Additional Information: Project No. ANM-87-006R.

Agency Contact: Franklin Tiangsing, Regulations Branch, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, Northwest Mountain Region, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2121

RIN: 2120-AC43

2407. +IMPROVED SURVIVAL EQUIPMENT FOR INADVERTENT WATER LANDINGS

Priority: Other Significant

Legal Authority: 49 USC 106(g); 49 USC 1354(a); 49 USC 1355; 49 USC 1356; 49 USC 1357; 49 USC 1374(d); 49 USC 1401; 49 USC 1421 to 1431; 49 USC 1472; 49 USC 1485; 49 USC 1502

CFR Citation: 14 CFR 121; 14 CFR 135

Legal Deadline: NPRM, Statutory, June 28, 1988.

PL 100-223, Section 303, Airport and Airway Safety and Capacity Enhancement Act of 1987.

Abstract: This action would add new requirements for water survival equipment carried aboard airplanes and rotorcraft. The requirements would apply, after specified dates, to U.S.-certificate holders that conduct common-carriage operations with airplanes and rotorcraft. This action is in response to the Airport and Airway Safety and Capacity Enhancement Act of 1987 (PL 100-223) and relates to safety recommendations by the National Transportation Safety Board. The requirements are intended to increase the likelihood of aircraft passengers surviving a crash landing in water and, thus, this rulemaking is significant because of the safety implications.

Timetable:

Action	Date	FR Cite
NPRM	06/30/88	53 FR 24890
NPRM Comment Period End	11/28/88	
Final Action	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/30/88 (53 FR 24890)

Additional Information: Project No. AIR-85-265R.

Agency Contact: John Petrakis, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9574

RIN: 2120-AC72

DOT—FAA

Final Rule Stage

2408. +AIR CARRIER TRAINING PROGRAMS

Priority: Other Significant

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1422; 49 USC 1427; 49 USC 106(g)

CFR Citation: 14 CFR 61; 14 CFR 63; 14 CFR 121; 14 CFR 135

Legal Deadline: None

Abstract: This action would revise and upgrade the parts 121 and 135 training, checking, certification, and qualification requirements, including cockpit resource management. In addition, commuter air carriers conducting part 135 commuter operations in airplanes that require two pilots would be required to meet the proposed upgraded part 121 requirements. This action is in response to recommendations of the joint Government/Industry Task Force on Flight Crew Performance and is significant because of its safety implications.

Timetable:

Action	Date	FR Cite
NPRM	12/13/94	59 FR 64272
NPRM Comment Period End	03/14/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/13/94 (49 FR 64272)

Additional Information: Project No. AFS-88-301R. Former title: "parts 121 and 135--Training, Checking, Certification, and Qualifications Requirements."

Agency Contact: Gary Davis, Regulations Branch, Air Transportation Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3747

RIN: 2120-AC79

2409. +RETROFIT OF IMPROVED SEATS IN AIR CARRIER TRANSPORT CATEGORY AIRPLANES

Priority: Other Significant

Legal Authority: 49 USC 1354(a); 49 USC 1355 to 1357; 49 USC 1401; 49 USC 1421 to 1430; 49 USC 1472; 49 USC 1485; 49 USC 1502; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 121; 14 CFR 135

Legal Deadline: NPRM, Statutory, April 28, 1988.
PL 100-223 Sec 303

Abstract: This action would require that all seats of transport category airplanes used in air carrier operations and transport category airplanes used in scheduled intrastate service comply with improved crashworthiness standards. The Airport and Airways Safety and Capacity Expansion Act of 1987 directs the Secretary of Transportation to initiate a rulemaking proceeding to consider requiring all seats onboard all air carrier aircraft to meet improved crashworthiness standards based upon the best available testing standards. The intended effect of this action is to increase passenger protection and survivability in survivable impact accidents. This rulemaking is considered significant because of its safety implications and statutory requirements.

Timetable:

Action	Date	FR Cite
NPRM	05/17/88	53 FR 17650
NPRM Comment Period End	10/14/88	
Final Action	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 05/17/88 (53 FR 17650)

Additional Information: Docket 25611. Project No. AIR-88-136R.

Agency Contact: John Petrakis, Aircraft Engineering Division, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9274

RIN: 2120-AC84

2410. +DRUG ENFORCEMENT ASSISTANCE

Priority: Other Significant

Legal Authority: 49 USC 1354(a); 49 USC 1354(c); 49 USC 1374(d); 49 USC 1401; 49 USC 1402; 49 USC 1403; 49 USC 1404; 49 USC 1405; 49 USC 1406; 49 USC 1421; 49 USC 1422; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1426; ...

CFR Citation: 14 CFR 13; 14 CFR 47

Legal Deadline: Final, Statutory, September 18, 1989.

FAA Drug Enforcement Assistance Act of 1988.

Abstract: This action would revise certain requirements concerning registration of aircraft, certification of pilots, and penalties associated with registration and certification violations. This notice also announced new procedures for processing major repair and alteration forms which pertain to fuel system modifications. Actions announced in this notice respond to the FAA Drug Enforcement Assistance Act. The requirements and adopted procedures are intended to assist law enforcement agencies in their efforts to stop drug trafficking in general aviation aircraft. This rulemaking is significant because of substantial and public interest.

Timetable:

Action	Date	FR Cite
NPRM	03/12/90	55 FR 9270
NPRM Comment Period End	05/11/90	
Comment Period Extended to	05/16/90	55 FR 20394
Final Action	07/11/90	
	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/12/90 (55 FR 9270)

Additional Information: Project No. AFS-89-035R.

Agency Contact: Sharon Ashford, Flight Standards Service, Department of Transportation, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 MacArthur Boulevard, Oklahoma City, Oklahoma 73125
Phone: 405 954-7038

RIN: 2120-AD16

2411. AIRWORTHINESS STANDARDS: AIRCRAFT ENGINES; PROPOSAL FOR NEW ONE-ENGINE-INOPERATIVE RATINGS, DEFINITIONS, AND TYPE CERTIFICATION STANDARDS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1347; 49 USC 1348; 49 USC 1354(a); 49 USC 1357(d)(2); 49 USC 1372; 49 USC 1421 to 1430; 49 USC 1432; 49 USC 1442; 49 USC 1443; 49 USC 1472; 49 USC 1510; 49 USC 1522; 49 USC 1652(e); 49 USC 1655(c); 49 USC 106(g)

CFR Citation: 14 CFR 1; 14 CFR 33

DOT—FAA

Final Rule Stage

Legal Deadline: None

Abstract: The Aerospace Industries Association of America, Inc., petitioned the FAA to provide new one-engine-inoperative ratings for rotorcraft engines and their application to rotorcraft. This action responds to that petition and defines and establishes type certification standards for new one-engine-inoperative ratings for rotorcraft engines.

Timetable:

Action	Date	FR Cite
NPRM	09/22/89	54 FR 39080
Notice of Public Hearing	10/13/89	54 FR 41986
NPRM Comment Period End	03/27/90	
SNPRM Comment Period End 3/24/95	02/07/95	60 FR 7380
Final Action	04/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Analysis:** Regulatory Evaluation 09/22/89 (54 FR 39080)**Additional Information:** Project No. ANE-85-001R.

Agency Contact: Donald F. Perrault, Engine and Propeller Directorate, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 12 New England Executive Park, Burlington, MA 01803
Phone: 617 273-7081

RIN: 2120-AD21

2412. +AIRWORTHINESS STANDARDS; OCCUPANT PROTECTION STANDARDS FOR COMMUTER CATEGORY AIRPLANES

Priority: Other Significant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 23**Legal Deadline:** None

Abstract: This action would amend the airworthiness standards for normal, utility, acrobatic, and commuter category airplanes by upgrading the requirements for both seat/restraint systems and for flammability standards for seat cushions used in commuter category airplanes. These amendments are needed to improve the occupant

protection provisions for these types of airplanes. These new requirements would result in a level of safety commensurate with that provided by the seat/restraint requirements and the flammability standards for transport category airplanes. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	07/14/93	58 FR 38028
NPRM Correction	07/28/93	58 FR 40389
NPRM Comment Period End	11/12/93	
Reopening of Comment Period	11/04/94	59 FR 55225
Final Action	06/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Analysis:** Regulatory Evaluation 07/14/93 (58 FR 38028)

Additional Information: Project No. ACE-87-014R. This project was formerly entitled "Improved Seat Safety Standards for Commuter Category Airplanes."

Agency Contact: Michael Downs, Standards Office, Small Airplane Directorate, Department of Transportation, Federal Aviation Administration, 601 East 12th Street, Kansas City, MO 64106
Phone: 816 426-5688

RIN: 2120-AD27

2413. AIRPLANE ENGINE COWLING RETENTION

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 25**Legal Deadline:** None

Abstract: This action would amend the airworthiness standards for transport category airplanes to require improved cowling retention devices. A review of a number of inflight incidents where engine cowlings were lost revealed that the largest single cause of such losses was improper latching of the cowlings. If adopted, this proposal would provide additional design standards to detect improperly latched cowlings and ensure the integrity of the latching system.

Timetable:

Action	Date	FR Cite
NPRM	09/19/89	54 FR 38610
NPRM Comment Period End	03/19/90	
Final Action	04/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Analysis:** Regulatory Evaluation 09/19/89 (54 FR 38610)**Additional Information:** Project No. ANM-87-004R.

Agency Contact: Mike McRae, Airframe and Propulsion Branch, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, Northwest Mountain Region, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2133

RIN: 2120-AD34

2414. +FATIGUE EVALUATION OF STRUCTURE

Priority: Other Significant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 25**Legal Deadline:** None

Abstract: This action would revise the fatigue requirements for damage-tolerant structures on transport category airplanes to require full-scale fatigue testing and to require that the thresholds for inspections be based on crack growth from initial flaws in the structure. These proposed changes are based on the service history of airplanes evaluated to the current damage tolerance requirements and are intended to ensure that, should serious fatigue damage occur within the operational life of the airplane, the remaining structure can withstand reasonable loads without failure until the damage is detected. This rulemaking is considered significant because of its safety implications and substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	07/19/93	58 FR 38642
Notice: Additional Compliance Guidance	10/19/93	58 FR 53987

DOT—FAA

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	11/16/93	
Final Action	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
07/19/93 (58 FR 38642)

Additional Information: Project Number ANM-88-013R.

Agency Contact: Iven Connally, Airframe and Propulsion Branch, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, Northwest Mountain Region, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2120

RIN: 2120-AD42

2415. ALLOWABLE CARBON DIOXIDE CONCENTRATION IN TRANSPORT CATEGORY AIRPLANE CABINS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423 to 1425; 49 USC 1428 to 1430; 49 USC 106(g)

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: This action has been reestablished to review part 25 to determine if the current allowable concentration of carbon dioxide in the airplane cabin and flight deck is appropriate in light of standards established for air quality in buildings occupied by the general public and with workplace exposure limits adopted by other regulatory agencies. This rulemaking is no longer considered significant since no actual incremental costs are expected to be incurred as a result of this action.

Timetable:

Action	Date	FR Cite
NPRM	05/02/94	59 FR 22718
NPRM Comment Period End	08/30/94	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
05/02/94 (59 FR 22718)

Additional Information: This project was formerly entitled "Carbon Dioxide

Concentration." Project ANM-87-017R. This entry was temporarily removed from the Agenda and is now reactivated to resume rulemaking.

Agency Contact: Bob McCracken, Flight Test and Systems Branch, Department of Transportation, Federal Aviation Administration, Northwest Mountain Region, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2118

RIN: 2120-AD47

2416. PROTECTIVE BREATHING EQUIPMENT; CARGO-ONLY AIRPLANES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1356; 49 USC 1357; 49 USC 1401; 49 USC 1421 to 1430; 49 USC 1472; 49 USC 1485; 49 USC 1502; 49 USC 106(g)

CFR Citation: 14 CFR 121

Legal Deadline: None

Abstract: This action would revise the Federal Aviation Regulations governing portable protective breathing equipment (PBE) required for crewmembers' use in combatting in-flight fires. This action addresses concerns and issues identified by the Air Transport Association and several operators regarding required portable PBE for cargo-only operations. This action also would clarify the Federal Aviation Regulations governing required portable PBE in passenger compartments. Originally this rulemaking was considered significant. However, because there is no substantial public interest, this rulemaking is no longer significant.

Timetable:

Action	Date	FR Cite
NPRM	03/29/93	58 FR 16584
NPRM Comment Period End	05/28/93	
SNPRM: Comment Period End	04/11/94	59 FR 17166
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
04/11/94 (59 FR 17166)

Additional Information: Project Number AFS-90-324R.

Agency Contact: Gary Davis, Air Transportation Division, Office of

Flight Standards, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3747

RIN: 2120-AD74

2417. TYPE CERTIFICATES FOR SOME SURPLUS AIRCRAFT OF THE ARMED FORCES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1348(c); 49 USC 1352; 49 USC 1354(a); 49 USC 1355; 49 USC 1421 to 1431; 49 USC 1502; 49 USC 1651(b)(2); 49 USC 106(g); EO 11514

CFR Citation: 14 CFR 21

Legal Deadline: None

Abstract: Following World War II, a substantial number of surplus military airplanes were offered for sale to the public in order to meet an increased demand for civilian-use aircraft not being met by the civil aircraft industry. The current regulation permits both type and airworthiness certification for surplus military aircraft based on the particular aircraft's safety record and condition. As military aircraft have become increasingly complex and sophisticated, that practice is no longer acceptable. This action would remove the regulations for issuing type certificates for these surplus aircraft and eliminate references to obsolete standards. Surplus military aircraft would still be certificated in the normal, utility, acrobatic, commuter, transport, and restricted categories upon compliance with the applicable regulations.

Timetable:

Action	Date	FR Cite
NPRM	04/21/94	59 FR 19114
NPRM Comment Period End	06/20/94	
NPRM Comment Period Reopened: Comment Period End 08/26/94	07/07/94	59 FR 34779
Interim Final Rule	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
04/21/94 (59 FR 19114)

Additional Information: Project Number AIR-91-354R.

Agency Contact: Brian Yanez, Policy and Procedures Branch, Aircraft

DOT—FAA

Final Rule Stage

Certification Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-6561

RIN: 2120—AE41

2418. +AGING AIRCRAFT SAFETY

Priority: Other Significant

Legal Authority: 49 USC 1301; 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1355; 49 USC 1401; 49 USC 1421 to 1431; 49 USC 1471; 49 USC 1472; 49 USC 1501; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2125; 49 USC 106(g); EO 11514

CFR Citation: 14 CFR 121; 14 CFR 125; 14 CFR 129; 14 CFR 135

Legal Deadline: Other, Statutory, April 24, 1992.

Aging Aircraft Safety Act of 1991; action must be initiated by 04/24/92.

Abstract: This action would require air carriers of certain aircraft used in air transportation to demonstrate that the aircraft's maintenance has been adequate to ensure the highest degree of safety. Based on the comments received to the notice of proposed rulemaking, the FAA is considering other actions in lieu of the operational limit requirement, certain reporting requirements, and maintenance check requirements.

Timetable:

Action	Date	FR Cite
NPRM	10/05/93	58 FR 51944
NPRM Comment Period End	02/02/94	
NPRM Comment Period Extended to 03/04/94	02/08/94	59 FR 5741
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation 10/05/93 (58 FR 51944)

Additional Information: Project Number AFS-92-029R.

Agency Contact: Frederick Sobeck, Aircraft Maintenance Division, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-7355

RIN: 2120—AE42

2419. +JAR/FAR HARMONIZATION INITIATIVES—SYSTEMS AND EQUIPMENT

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1344; 49 USC 1354(c); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 23

Legal Deadline: None

Abstract: The FAA established an aviation rulemaking advisory committee (56 FR 20492, May 3, 1991), to provide advice and recommendations to the FAA on the full range of aviation-related issues. The committee has been tasked to provide advice and recommendations to the Director, Aircraft Certification Service, regarding the airworthiness standards for standard and commuter category airplanes and engines in part 23 of the Federal Aviation Regulations. Upon further evaluation, the FAA considers this rulemaking effort nonsignificant. The proposed revisions would simply reduce the regulatory burden on U.S. and European airplane manufacturers by relieving them of the need to show compliance with different standards each time they seek certification approval of an airplane in a different country.

Timetable:

Action	Date	FR Cite
NPRM	07/22/94	59 FR 37620
NPRM Comment Period End	11/21/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/22/94 (59 FR 37620)

Additional Information: Project No.: ACE-94-288A. Refer to Regulatory Plan entry for RIN 2120-AE61.

Agency Contact: John Colomy, Aircraft Certification Service, Small Planes Directorate, Department of Transportation, Federal Aviation Administration, 601 East 12th Street, Kansas City, MO 64106

Phone: 816 426-6930

RIN: 2120—AE59

2420. +JAR/FAR HARMONIZATION INITIATIVES—PROPULSION

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 23

Legal Deadline: None

Abstract: The FAA established an aviation rulemaking advisory committee (56 FR 20492, May 3, 1991), to provide advice and recommendations to the FAA on the full range of aviation-related issues. The committee has been tasked to provide advice and recommendations to the Director, Aircraft Certification Service, regarding the Airworthiness standards for standard and commuter category airplanes and engines in part 23 of the Federal Aviation Regulations. Upon further evaluation, the FAA considers this rulemaking effort nonsignificant. The proposed revisions would simply reduce the regulatory burden on U.S. and European airplane manufacturers by relieving them of the need to show compliance with different standards each time they seek certification approval of an airplane in a different country.

Timetable:

Action	Date	FR Cite
NPRM	06/30/94	59 FR 33822
NPRM Comment Period End	10/28/94	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/30/94 (59 FR 33822)

Additional Information: Project No.: ACE-94-287A. Refer to Regulatory Plan entry RIN 2120-AE61.

Agency Contact: John Colomy, Aircraft Certification Service, Small Planes Directorate, Department of

DOT—FAA

Final Rule Stage

Transportation, Federal Aviation Administration, 601 East 12th Street, Kansas City, MO 64106
Phone: 816 426-6930

RIN: 2120—AE60

2421. +AIRWORTHINESS STANDARDS: FLIGHT RULES BASED ON EUROPEAN JOINT AVIATION REQUIREMENTS

Regulatory Plan: This entry is Seq. No. 90 in Part II of this issue of the Federal Register.

RIN: 2120—AE61

2422. +JAR/FAR HARMONIZATION INITIATIVES—AIRFRAME

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 23

Legal Deadline: None

Abstract: The FAA established an aviation rulemaking advisory committee (56 FR 20492, May 3, 1991), to provide advice and recommendations to the FAA on the full range of aviation-related issues. The committee has been tasked to provide advice and recommendations to the Director, Aircraft Certification Service, regarding the airworthiness standards for standard and commuter category airplanes and engines in part 23 of the Federal Aviation Regulations. Upon further evaluation, the FAA considers this rulemaking effort nonsignificant. The proposed revisions would simply reduce the regulatory burden on U.S. and European airplane manufacturers by relieving them of the need to show compliance with different standards each time they seek certification approval of an airplane in a different country.

Timetable:

Action	Date	FR Cite
NPRM	07/08/94	59 FR 35196

Action	Date	FR Cite
NPRM Comment Period End	11/07/94	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/08/94 (59 FR 35196)

Additional Information: Project Number: ACE-94-285A. Refer to Regulatory Plan entry RIN 2120-AE61.

Agency Contact: John Colomy, Aircraft Certification Service, Small Planes Directorate, Department of Transportation, Federal Aviation Administration, 601 East 12th Street, Kansas City, MO 64106
Phone: 816 426-6930

RIN: 2120—AE62

2423. +AIRCRAFT GROUND DEICING AND ANTI-ICING PROGRAM

Priority: Other Significant

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1421 to 1422; 49 USC 1427; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 121

Legal Deadline: None

Abstract: This action establishes a requirement for part 121 certificate holders to develop an FAA-approved ground deicing/anti-icing program and to comply with that program any time conditions are such that frost, ice, or snow could adhere to the aircraft's wings, control surfaces, or propellers. This action is necessary because several accidents and the recent International Conference on Airplane Ground Deicing indicate that, under present procedures, the pilot in command may be unable to effectively determine whether critical airplane components are free of all frost, ice, or snow prior to attempting a takeoff. The action provides an added level of safety to flight operations in adverse weather conditions, and is considered significant because of its safety implications.

Timetable:

Action	Date	FR Cite
NPRM	07/23/92	57 FR 32846
NPRM Comment Period End	08/07/92	
Interim Final Rule	09/29/92	57 FR 44924
Interim Final Rule Effective	11/01/92	

Action	Date	FR Cite
Interim Final Rule Correction	11/09/92	57 FR 53385
Interim Final Rule Comment Period End	04/15/93	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 09/29/92 (57 FR 44924)

Additional Information: Project Number: AFS-92-280-R.

A proposed advisory circular providing guidance on the program elements that should be included in an air carrier's approved ground deicing and anti-icing program was published September 29, 1992, requesting comments (57 FR 44944).

Various documents of this proceeding were erroneously published under RIN 2120-AE51.

Agency Contact: Larry Youngblut, Regulations Branch, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3755

RIN: 2120—AE70

2424. +CIVIL PENALTY ASSESSMENT PROCEDURES

Priority: Other Significant

Legal Authority: 49 USC 1354(a); 49 USC 1354(c); 49 USC 1374(d); 49 USC 1401 to 1406; 49 USC 1421 to 1432; 49 USC 1471 to 1473; 49 USC 1481; 49 USC 1482; 49 USC 1484 to 1489; 49 USC 1523; 49 USC 1655(c); 49 USC 1808 to 1810; 49 USC 2157(e); 49 USC 2157(f); 49 USC 2216; ...

CFR Citation: 14 CFR 13

Legal Deadline: None

Abstract: This action would revise the procedures for the assessment of civil penalties for violations of the Federal Aviation Regulations and other provisions. The procedures proposed would implement the requirements of the FAA Civil Penalty Administrative Assessment Act of 1992, as they modify the procedures for adjudicating a civil penalty against a person acting in the capacity of a pilot, flight engineer, mechanic, or repairman. This action is considered significant because of substantial public interest.

DOT—FAA

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	08/05/94	59 FR 40192
NPRM Comment Period End	10/04/94	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
08/05/94 (59 FR 40192)

Additional Information: Project
Number: AGC-93-076R

Agency Contact: Mardi Ruth
Thompson, Regulations Division,
Department of Transportation, Federal
Aviation Administration, 800
Independence Avenue SW.,
Washington, DC 20591
Phone: 202 267-3073

RIN: 2120—AE84

**2425. ACCELERATED STALLS IN
COMMUTER CATEGORY AIRPLANES**

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC
1354(a); 49 USC 1355; 49 USC 1421;
49 USC 1423; 49 USC 1425; 49 USC
1428; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 23

Legal Deadline: None

Abstract: The FAA is withdrawing a previously published Notice of Proposed Rulemaking (NPRM) that proposed to eliminate the certification requirement to demonstrate an accelerated entry stall for commuter category airplanes. The proposed rule would have removed an unwarranted hazard during flight demonstrations required for airplane type certification, and would not compromise passenger safety. This hazard was a direct result of the high power-to-weight ratios of new commuter airplanes. The FAA has proposed a similar requirement in the Airworthiness Standards; Flight Proposals Based on European Joint Aviation Requirements, Docket No. 27807, Notice No. 94-22 (59 FR 37878), published on July 25, 1994.

Timetable:

Action	Date	FR Cite
NPRM	06/07/93	58 FR 32034
NPRM Comment Period End	09/07/93	
Withdrawal Notice	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
06/07/93 (58 FR 32034)

Additional Information: Project No.
ACE-92-683A.

Agency Contact: J. Lowell Foster,
Small Airplane Directorate, ACE-112,
Department of Transportation, Federal
Aviation Administration, 601 East
Twelfth Street, Room 1544, Kansas
City, MO 64106
Phone: 816 426-5688

RIN: 2120—AE86

2426. MANNED FREE BALLOONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1354; 49 USC
1421; 49 USC 1423

CFR Citation: 14 CFR 31

Legal Deadline: None

Abstract: This action would amend the test requirements for burners used on manned free balloons. The current test requirements do not test the burner's most critical operating conditions. This amendment reduces the costs to balloon manufacturers seeking certification, and increases the current level of safety by requiring more realistic tests.

Timetable:

Action	Date	FR Cite
NPRM	12/07/93	58 FR 64450
NPRM Comment Period End	02/07/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
12/07/93 (58 FR 64450)

Additional Information: Project
Number: ACE-92-021R

Agency Contact: J. Lowell Foster,
Central Region Headquarters,
Department of Transportation, Federal
Aviation Administration, 601 East 12th
Street, Kansas City, MO 64106
Phone: 816 426-5688

RIN: 2120—AE87

**2427. OCCUPANT PROTECTION IN
NORMAL AND TRANSPORT
CATEGORY ROTORCRAFT**

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC
1354(a); 49 USC 1355; 49 USC 1421
to 1426; 49 USC 1428; 49 USC 1429;
49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 27; 14 CFR 29

Legal Deadline: None

Abstract: The Federal Aviation Administration (FAA) established an aviation rulemaking advisory committee (56 FR 20492, May 3, 1991) to provide advice and recommendations to the FAA on the full range of aviation-related issues. The committee has been tasked to provide advice and recommendations to the Director, Aircraft Certification Service, regarding the airworthiness standards for occupant protection in normal and transport category rotorcraft in parts 27 and 29 of the Federal Aviation Regulations. Any rulemaking action will depend on the committee's report. Proposed occupant protection requirements would eliminate the unnecessary cost burden that would be imposed by separate European and U.S. standards. The proposed standard is harmonized with the European Joint Airworthiness Authority. While it was being worked through the advisory committee, final wording was developed which is noncontroversial. Therefore, this project is no longer considered significant.

Timetable:

Action	Date	FR Cite
NPRM	04/11/94	59 FR 17156
NPRM Comment Period End	07/11/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
04/11/94 (59 FR 17156)

Additional Information: Project
Number: ASW-93-771A

Agency Contact: James H. Major,
Regulations Group, ASW-111,
Rotorcraft Directorate, Department of
Transportation, Federal Aviation
Administration, Southwest Region, Fort
Worth, TX 76193-0111
Phone: 817 624-5117

RIN: 2120—AE88

DOT—FAA

Final Rule Stage

2428. +REVISED ACCESS TO TYPE III EXITS

Priority: Other Significant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355 to 1357; 49 USC 1401; 49 USC 1421 to 1430; 49 USC 1472; 49 USC 1485; 49 USC 1502; 49 USC 106(g)

CFR Citation: 14 CFR 25; 14 CFR 121

Legal Deadline: None

Abstract: This action would adjust recently adopted requirements for access to type III emergency exits in transport category airplanes with 60 or more passenger seats. The adjustments would reflect new data from tests conducted at the FAA's Civil Aeromedical Institute and are intended to improve the ability of occupants to evacuate an airplane under emergency conditions. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	01/30/95	60 FR 5794
NPRM Comment Period End	05/01/95	
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: ANM-93-005R

Agency Contact: Gary Killion, Transport Airplane and Engine Directorate, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2114

RIN: 2120-AF01

2429. +TRAINING AND CHECKING IN GROUND ICING CONDITIONS

Priority: Other Significant

Legal Authority: 49 USC 1354(a); 49 USC 1355(a); 49 USC 1421 to 1431; 49 USC 1502; 49 USC 106(g)

CFR Citation: 14 CFR 125; 14 CFR 135

Legal Deadline: None

Abstract: This proposed amendment would require parts 125 and 135 certificate holders to provide pilot training or testing in ground deicing/anti-icing procedures and to check the airplane for contamination by

frost, ice, or snow during ground icing conditions. The proposal is intended to provide an added level of safety to flight operations in adverse weather conditions under parts 125 and 135. This rulemaking is significant because it affects a substantial portion of the aviation industry.

Timetable:

Action	Date	FR Cite
NPRM	09/21/93	58 FR 49164
NPRM Comment Period End	10/06/93	
Interim Final Rule	12/30/93	58 FR 69620
Advisory Circular Published	12/30/93	58 FR 69631
Interim Final Rule: Effective Date	01/31/94	58 FR 69620
Interim Final Rule Comments Due	04/15/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation 12/30/93 (58 FR 69620)

Additional Information: Project Number: AFS-93-459R

Agency Contact: Larry Youngblut, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3755

RIN: 2120-AF09

2430. EXTENDED OVERWATER OPERATIONS WITH A SINGLE HIGH-FREQUENCY COMMUNICATION SYSTEM (HF) AND A SINGLE LONG-RANGE NAVIGATION SYSTEM (LRNS)

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1354(a); 49 USC 1355(a); 49 USC 1421 to 1431; 49 USC 1502; 49 USC 106(g)

CFR Citation: 14 CFR 91; 14 CFR 121; 14 CFR 125; 14 CFR 135

Legal Deadline: None

Abstract: This action would revise the Federal Aviation Regulations for certain overwater operations for air carriers, commercial operators, and general aviation operators of large and turbine-powered multiengine airplanes. This action would authorize air carriers and commercial operators to use a single high-frequency communication system (HF) and a single LRNS for extended overwater routes detailed in their

operation specifications. This proposal is needed to give the FAA greater flexibility in responding to advances in aviation technology and changes in the operational environment and to allow operators to conduct extended overwater operations without carrying unnecessary communication and navigation equipment.

Timetable:

Action	Date	FR Cite
NPRM	10/05/93	58 FR 51938
NPRM Comment Period End	10/20/93	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/05/93 (58 FR 51938)

Additional Information: Project Number: AFS-93-130R

Agency Contact: Dan Meier, Project Development Branch, Air Transportation Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3749

RIN: 2120-AF12

2431. LOS ANGELES, CA, CLASS B AIRSPACE

Priority: Routine and Frequent

Legal Authority: 49 USC 1348(a); 49 USC 1354(a); 49 USC 1510; 49 USC 106(g); EO 10854

CFR Citation: 14 CFR 71

Legal Deadline: None

Abstract: This action proposed to alter the Los Angeles, CA, Class B airspace area. This action would lower certain ceilings while raising others to provide more visual flight rules altitudes to circumnavigate the Los Angeles Class B airspace and to provide for better containment of arrival turbojets. This action is intended to improve safety while providing the most efficient use of the terminal airspace.

Timetable:

Action	Date	FR Cite
NPRM	11/22/94	59 FR 60244
NPRM Comment Period End	01/23/95	
Final Action	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
11/22/94 (59 FR 60244)

Additional Information: Project Number: ATP-94-035T RIN number 2120-AF38 was inadvertently used when this rulemaking was published in the Federal Register on November 22, 1994. The correct RIN number is 2120-AF16.

Agency Contact: Norman W. Thomas, Airspace and Obstruction Evaluation Branch, Air Traffic Rules and Procedures Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9250

RIN: 2120-AF16

2432. MINIMUM ALTITUDES FOR THE USE OF AN AUTOPILOT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1356; 49 USC 1357; 49 USC 1401; 49 USC 1421 to 1430; 49 USC 1472; 49 USC 1485; 49 USC 1502; 49 USC 106(g)

CFR Citation: 14 CFR 121; 14 CFR 125; 14 CFR 135

Legal Deadline: None

Abstract: This action would amend the regulations governing the use of approved flight control guidance systems with automatic capability (autopilot). The current regulations prohibit the use of an autopilot at altitudes less than 500 feet above ground level during the takeoff and initial climb phases of flight. The FAA proposes to amend the regulations to permit air carriers to take advantage of technological improvements in the capabilities of autopilot systems and thus enhance safety by decreasing pilot workload during the critical takeoff phase of flight.

Timetable:

Action	Date	FR Cite
NPRM	12/09/94	59 FR 63868
NPRM Comment Period End	01/09/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
12/09/94 (59 FR 63868)

Additional Information: Project Number: AFS-92-608R

Agency Contact: Richard A. Temple, Technical Programs Division, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-5824

RIN: 2120-AF19

2433. ADVANCED SIMULATION PLAN REVISIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1301; 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1355; 49 USC 1401; 49 USC 1421; 49 USC 1422 to 1431; 49 USC 1471; 49 USC 1472; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2125; 49 USC 106(g)

CFR Citation: 14 CFR 121

Legal Deadline: None

Abstract: This proposal would revise certain requirements of the Advanced Simulation Plan for air carriers to allow certain initial training for second-in-command pilots to be conducted in simulators; to redefine some of the experience and training required for an upgrade from second-in-command to pilot-in-command; and to remove the current 1-year employment requirement for instructor and check airmen used in advanced simulation training programs.

Timetable:

Action	Date	FR Cite
NPRM	02/14/95	60 FR 8490
NPRM Comment Period End	03/16/95	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: AFS-94-005R. Correction to rule published 03/09/95 60 FR 13008.

Agency Contact: Gary Davis, Regulations Branch, Flight Standards

Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-8096

RIN: 2120-AF29

2434. +SUSPENSION OF CERTAIN AIRCRAFT OPERATIONS FROM THE TRANSPONDER WITH AUTOMATIC PRESSURE ALTITUDE REPORTING CAPABILITY REQUIREMENT

Priority: Other Significant

Legal Authority: 49 USC 1301(7); 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1356; 49 USC 1401; 49 USC 1421 to 1432; 49 USC 1471; 49 USC 1472; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2120 to 2126; 49 USC 106(g)

CFR Citation: 14 CFR 91

Legal Deadline: None

Abstract: This action would extend and modify SFAR 62, issued December 5, 1990, which suspends the Mode C transponder requirement for operations to and from certain specific airports located within 30 miles of a Class B airspace primary airport. The operations and routings approved under SFAR 6 include routes within 2 nautical miles of the specified airports and at altitudes that were not excluded from the Mode C transponder requirement. Airports that are served primarily by aircraft required to install Traffic Alert and Collision Avoidance Systems are not included in this exception. This rulemaking was accomplished in 1990 because the scheduled radar system upgrades, required to provide Mode C transponder coverage, have not been placed into full service in all Class B sites. The present action would extend the current exclusions to those airports that have not received the improved radar coverage, and amend the exclusions provided airports that have received improved radar coverage through operational verification of the new radar systems.

Timetable:

Action	Date	FR Cite
NPRM	08/25/94	59 FR 43994
NPRM Correction	09/14/94	59 FR 47210
NPRM Comment Period Extended to	09/28/94	59 FR 49360
	11/25/94	

DOT—FAA

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	10/11/94	
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 08/25/94 (59 FR 43994)

Additional Information: Project Number: ATP-93-474R. As this action merely involves extension of a suspension of a requirement, it is not a rulemaking requiring OMB review in the context of EO 12866. However, it is significant under DOT's regulatory policies and procedures.

Agency Contact: Aaron Boxer, Air Traffic Branch, TCP-230, Airspace Rules and Aeronautical Info. Div., Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9241

RIN: 2120-AF30

2435. NOTIFICATION TO ATC OF DEVIATIONS FROM ATC CLEARANCE AND INSTRUCTIONS IN RESPONSE TO TRAFFIC ALERT AND COLLISION AVOIDANCE SYSTEM RESOLUTION ADVISORIES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1356; 49 USC 1401; 49 USC 1421; 49 USC 1472; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2126; 49 USC 106(g)

CFR Citation: 14 CFR 91

Legal Deadline: None

Abstract: This action would codify authority previously granted to pilots in command during the initial testing of TCAS to deviate from an air traffic control clearance or instruction in non-emergency situations in response to a traffic alert and collision avoidance system (TCAS) resolution advisory (RA). The FAA has consistently encouraged pilots to comply with TCAS RAs. The language contained in current regulations suggests that deviation from an ATC clearance is only authorized in an emergency situation. This rulemaking action proposed to add the TCAS RA as a reason to deviate from a clearance, and would require that whenever a pilot

deviates from an ATC clearance or instruction, ATC would be advised as soon as possible.

Timetable:

Action	Date	FR Cite
NPRM	04/29/94	59 FR 22142
NPRM Comment Period End	05/31/94	
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 04/29/94 (59 FR 22142)

Agency Contact: Ellen Crum, Air Traffic Branch, ATP-230, Airspace Rules and Aeronautical Info. Div., Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW.
Phone: 202 267-9859

RIN: 2120-AF35

2436. POWERPLANT INSTRUMENTS; FUEL PRESSURE INDICATION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 23

Legal Deadline: None

Abstract: This action would amend the certification requirement for fuel pressure indicators on pump-fed engines to permit other regulatory alternatives to warn pilots of imminent fuel pressure loss. A fuel pressure indicator is not the only means currently available in the marketplace to warn the pilot of a fuel pump failure. The proposed change would allow manufacturers to utilize new technology to improve operation, economy, and engine life.

Timetable:

Action	Date	FR Cite
NPRM	12/28/94	59 FR 67114
NPRM Comment Period End	02/27/95	
Final Action	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/28/94 (59 FR 67114)

Additional Information: Project No: ACE-94-266A This is a recommendation of the Aviation Rulemaking Advisory Committee, received February 15, 1994; accepted March 8, 1994.

Agency Contact: J. Lowell Foster, Standards Office, ACE-112, Airplane Certification Service, Department of Transportation, Federal Aviation Administration, 601 East 12th Street, Kansas City, MO 64106
Phone: 816 426-5688

RIN: 2120-AF41

2437. +PROCEDURES FOR COMPLAINTS INVOLVING FEDERALLY-ASSISTED AIRPORTS

Priority: Other Significant

Legal Authority: 49 USC 1354(a) to 1354(c); 49 USC 1374(d); 49 USC 1401 to 1406; 49 USC 1421 to 1432; 49 USC 1471 to 1473; 49 USC 1481 to 1483; 49 USC 1484 to 1489; 49 USC 1523; 49 USC 1655(c); 49 USC 1808 to 1810; 49 USC 2157(e) to 2157(f); 49 USC 2216; 49 USC 2218; 49 USC 2219; 49 USC 106(g)

CFR Citation: 14 CFR 13; 14 CFR 16

Legal Deadline: None

Abstract: This action would establish rules of practice for the filing of complaints and adjudication of compliance matters involving federally assisted airports. This action is intended to expedite substantially the handling and disposition of airport-related complaints, and to provide an efficient process for the agency to resolve disputes between air carriers and airport proprietors regarding whether airport fees and charges comply with Federal requirements. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	06/09/94	59 FR 29880
Proposed Policy Notice	06/09/94	59 FR 29874
NPRM Comment Period End	08/08/94	
NPRM Comment Period Extended to	08/10/94	59 FR 41192
	09/15/94	

DOT—FAA

Final Rule Stage

Action	Date	FR Cite
Proposed Policy Comment Period Extended to 09/15/94	08/10/94	59 FR 41194
NPRM Partial Withdrawal and Comment Period Extended	09/16/94	59 FR 47568
Proposed Policy Notice Comment Period Extended	09/16/94	59 FR 47668
NPRM Comment Period Extended to	12/01/94	
Proposed Policy Notice Comment Period End	12/01/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/09/94 (59 FR 29880)

Additional Information: A notice of public meeting was published June 29, 1994 (59 FR 33567), in connection with the proposed policy notice. Intent to issue a supplemental notice was published September 16, 1994 (59 FR 47668). The NPRM-proposed special procedures for handling of airport fee complaints (subpart J) were withdrawn and will be handled in separate rulemaking under a new RIN.

Agency Contact: Barry Molar, Airport Law Branch, Office of the Chief Counsel, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3473

RIN: 2120-AF43

2438. SENSITIVE SECURITY INFORMATION

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1354; 49 USC 1356 to 1358; 49 USC 1358(a); 49 USC 1358(b); 49 USC 1358(c); 49 USC 1358(d); 49 USC 1421; 49 USC 106(g); 49 USC 322

CFR Citation: 14 CFR 107 to 109; 14 CFR 121; 14 CFR 191

Legal Deadline: None

Abstract: The FAA proposes to strengthen the rules protecting information from release to unauthorized persons. This rule would specify all sensitive security information that must be protected and would require air carriers, airport

operators, indirect air carriers, foreign air carriers, and individuals to be responsible for protecting it from disclosure to unauthorized persons.

Timetable:

Action	Date	FR Cite
NPRM	12/06/94	59 FR 62956
NPRM Comment Period End	02/06/95	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/06/94 (59 FR 62956)

Additional Information: Project No.: ACS-94-221R

Agency Contact: Eugene Cunningham, Office of Aviation Security Policy and Planning, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-8701

RIN: 2120-AF49

2439. +CHILD RESTRAINT SYSTEMS

Priority: Other Significant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428 to 1430; 49 USC 106(g)

CFR Citation: 14 CFR 91; 14 CFR 121; 14 CFR 125; 14 CFR 135

Legal Deadline: None

Abstract: This action proposes to amend the Federal Aviation Regulations by withdrawing approval for the use of booster seats and vest and harness-type child restraint systems on aircraft. Recent research shows that these systems are a hazard to children in the event of an accident. This rule would increase safety for children on board aircraft. The FAA has already taken action, by way of press releases, pamphlets, and advisories to U.S. airlines, to notify the public and the aviation industry that these seats should no longer be used on aircraft. This action is significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
Notice of Availability of Study	09/27/94	59 FR 49276
NPRM	06/09/95	60 FR 30690

Action	Date	FR Cite
NPRM Comment Period End	07/10/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/09/95 (60 FR 30690)

Additional Information: Project Number: AFS-94-526R

Agency Contact: Donell Pollard, Air Transportation Division, AFS-200, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9685

RIN: 2120-AF52

2440. DIRECT FINAL RULEMAKING PROCEDURE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1341(a)

CFR Citation: 14 CFR 11

Legal Deadline: None

Abstract: This notice responds to the President's Executive Order on Regulatory Planning and Review, the Vice President's National Performance Review, and the Administration's Civil Aviation Initiative. It proposes to implement a new and more efficient procedure for adopting non-controversial or consensual rules. This "direct final rulemaking" procedure involves issuing a rule with a statement that the FAA anticipates no public comment. If the FAA receives no adverse or negative comment, or notice of intent to file such a comment within a specified time period, the rule will become effective on a designated date. If the FAA does receive such a comment or notice of intent, a notice of withdrawal of the direct final rule will be published in the Federal Register, and a notice of proposed rulemaking will be published with a new comment period. This new procedure is expected to reduce significantly the time needed to publish routine or non-controversial final rules.

DOT—FAA

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	10/04/94	59 FR 50676
Final Action	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/04/94 (59 FR 50676)

Agency Contact: Donald P. Byrne, Assistant Chief Counsel for Regulations, Office of the Chief Counsel, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3073

RIN: 2120-AF55

2441. WINDMILLING AND ROTOR BLOCKING TESTS; AND VIBRATION TESTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 106(g)

CFR Citation: 14 CFR 33

Legal Deadline: None

Abstract: This action proposes changes to the windmilling and vibration airworthiness standards for the issue of type certificates, and changes to type certificates, for aircraft engines. This proposal resulted from an effort to harmonize FAA requirements with European (JAA) requirements to create one set of common requirements.

Timetable:

Action	Date	FR Cite
NPRM	03/06/95	60 FR 12360
NPRM Comment Period End	06/05/95	
Final Action	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/06/95 (60 FR 12360)

Additional Information: Project Number: ANE-93-738R

Agency Contact: John Golinski, Engine & Propeller Standards Staff, Aircraft Certification Service, Department of

Transportation, Federal Aviation Administration, 12 New England Executive Park, Burlington, MA 01803 Phone: 617 238-7119

RIN: 2120-AF57

2442. +COMMUTER OPERATIONS AND GENERAL CERTIFICATION AND OPERATIONS REQUIREMENTS

Regulatory Plan: This entry is Seq. No. 91 in Part II of this issue of the Federal Register.

RIN: 2120-AF62

2443. ROTORCRAFT REGULATORY CHANGES BASED ON EUROPEAN JOINT AIRWORTHINESS REQUIREMENTS PROPOSALS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 27; 14 CFR 29

Legal Deadline: None

Abstract: This action proposes changes to the type certification requirements for both normal and transport category aircraft. These changes are based on standards that are being incorporated by the European Joint Aviation Authorities for the Joint Aviation Requirements (JAR) 27 and 29. These proposed changes are intended to harmonize the Federal Aviation Regulations rotorcraft type certification requirements and the European JAR.

Timetable:

Action	Date	FR Cite
NPRM	12/28/94	59 FR 67068
NPRM Comment Period End	03/28/95	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/28/94 (59 FR 67068)

Additional Information: Project Number: ASW-94-536A. RIN Number 2120-AC27 was inadvertently used when this rulemaking was published in the Federal Register on December 28, 1994. The correct RIN Number is 2120-AF65.

Agency Contact: Carroll Wright, Rotorcraft Directorate, Aircraft Certification Service, Department of

Transportation, Federal Aviation Administration, 2601 Meacham Blvd., Fort Worth, TX 76193-0111 Phone: 817 222-5120

RIN: 2120-AF65

2444. • +POLICY REGARDING AIRPORT RATES AND CHARGES

Priority: Other Significant

Legal Authority: 49 USC 47129

CFR Citation: None

Legal Deadline: None

Abstract: This statement of policy was required by Congress as part of the DOT authorization Act of 1994. The statement announces DOT and FAA policy on the fees charged by Federally-assisted airports to air carriers and other aeronautical users. While the policy statement was issued in February 1995, the department requested further comments and will be issuing a supplemental statement to address the comments received. This policy statement is considered significant due to substantial industry interest.

Timetable:

Action	Date	FR Cite
Policy Statement	02/03/95	60 FR 6906
Comments Due	5/4/95	
SNPRM Comment Period End	09/08/95	60 FR 47012
Supplemental Statement	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: The Department issued a final rule 2/3/95 (60 FR 6919), RIN 2105-AC18, Rules of Practice for Proceedings Concerning Airport Fees. This rulemaking had its origins in two related notices on the subject of Federal policy on airport rates and charges.

A notice of meeting was published 9/12/95 (60 FR 47433).

Agency Contact: Barry Molar, Manager, Airports Law Branch, Office of the Chief Counsel, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3473

RIN: 2120-AF90

DEPARTMENT OF TRANSPORTATION (DOT)
Federal Aviation Administration (FAA)

Long-Term Actions

2445. +FUEL SYSTEM VENT FIRE PROTECTION

Priority: Other Significant

CFR Citation: 14 CFR 25; 14 CFR 121; 14 CFR 135

Timetable:

Action	Date	FR Cite
ANPRM	09/26/84	49 FR 38078
ANPRM Comment	01/25/85	
Period End		
NPRM	02/02/95	60 FR 6632
NPRM Comment	06/02/95	
Period End		
Final Action	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Mike McRae

Phone: 206 227-2116

RIN: 2120-AA49

2446. MISCELLANEOUS AMENDMENTS

Priority: Substantive, Nonsignificant

CFR Citation: 14 CFR 21; 14 CFR 65; 14 CFR 107; 14 CFR 121; 14 CFR 135; 14 CFR 145

Timetable:

Action	Date	FR Cite
NPRM	10/03/83	48 FR 45214
NPRM Comment	12/02/83	
Period End		
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jean Casciano

Phone: 202 267-9683

RIN: 2120-AA50

2447. AIRCRAFT ENGINES: FUEL AND INDUCTION SYSTEMS

Priority: Substantive, Nonsignificant

CFR Citation: 14 CFR 33

Timetable:

Action	Date	FR Cite
ANPRM	02/28/86	51 FR 7224
ANPRM Comment	04/29/86	
Period End		
NPRM	10/20/92	57 FR 47934
NPRM Comment	02/17/93	
Period End		
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Locke Easton

Phone: 617 273-7088

RIN: 2120-AB76

2448. INSTALLATION OF CRASHWORTHY FUSELAGE FUEL TANKS AND FUEL LINES

Priority: Substantive, Nonsignificant

CFR Citation: 14 CFR 25

Timetable:

Action	Date	FR Cite
ANPRM	05/02/89	54 FR 18824
ANPRM Comment	10/30/89	
Period End		
Next Action	Undetermined	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Mike McRae

Phone: 206 227-2133

RIN: 2120-AC87

2449. +SOLE RADIO NAVIGATION SYSTEM; MINIMUM STANDARDS FOR CERTIFICATION

Priority: Other Significant

CFR Citation: 14 CFR 91

Timetable:

Action	Date	FR Cite
ANPRM	01/22/90	55 FR 2206
ANPRM Comment	05/22/90	
Period End		
Next Action	Undetermined	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: James Crowling

Phone: 202 267-5215

RIN: 2120-AD26

2450. +CHILD RESTRAINT SYSTEMS

Priority: Other Significant

CFR Citation: 14 CFR 121; 14 CFR 125; 14 CFR 135

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Donell Pollard

Phone: 202 267-8096

RIN: 2120-AD90

2451. PERSONS AUTHORIZED TO PERFORM MAINTENANCE, PREVENTIVE MAINTENANCE, REBUILDING, AND ALTERATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 14 CFR 43

Timetable:

Action	Date	FR Cite
NPRM	07/18/95	60 FR 36926
NPRM Comment	09/18/95	
Period End		
Final Action	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ed Ortiz

Phone: 202 267-3806

RIN: 2120-AE57

2452. +ANTI-DRUG AND ALCOHOL MISUSE PREVENTION PROGRAMS FOR EMPLOYEES OF FOREIGN AIR CARRIERS ENGAGED IN SPECIFIED AVIATION ACTIVITIES

Priority: Other Significant

CFR Citation: 14 CFR 121; 14 CFR 129

Timetable:

Action	Date	FR Cite
ANPRM	12/15/92	57 FR 59473
ANPRM Comment	02/16/93	
Period End		
ANPRM Comment	02/18/93	58 FR 8917
Period Extended to	04/01/93	
Next Action	Undetermined	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Julie B. Murdoch

Phone: 202 267-6584

RIN: 2120-AE79

2453. STAGE 2 AIRPLANE OPERATIONS IN HAWAII

Priority: Substantive, Nonsignificant

CFR Citation: 14 CFR 91

Timetable:

Action	Date	FR Cite
NPRM	05/11/95	60 FR 25554

DOT—FAA

Long-Term Actions

Action	Date	FR Cite
NPRM Comment Period End	08/09/95	
Final Action	10/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Alan V. Trickey
 Phone: 202 267-3496
RIN: 2120—AE83

2454. NIAGARA FALLS
Priority: Other
CFR Citation: 14 CFR 93
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Melodie M. DeMarr
 Phone: 202 267-9247
RIN: 2120—AE95

2455. FLIGHT ATTENDANT ENGLISH LANGUAGE PROFICIENCY
Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 91; 14 CFR 121; 14 CFR 125; 14 CFR 135
Timetable:

Action	Date	FR Cite
ANPRM	04/18/94	59 FR 18456
ANPRM Comment Period End	07/18/94	

Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Donell Pollard
 Phone: 202 267-3735
RIN: 2120—AE98

2456. FLIGHT OPERATIONAL QUALITY ASSURANCE PROGRAM
Priority: Other
CFR Citation: 14 CFR 121; 14 CFR 125; 14 CFR 135
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Dan Meier
 Phone: 202 267-3789
RIN: 2120—AF04

2457. +SIGHTSEEING OPERATIONS
Priority: Other Significant
CFR Citation: 14 CFR 91; 14 CFR 135

Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Dan Meier
 Phone: 202 267-3749
RIN: 2120—AF07

2458. SIMULATOR INSTRUCTOR—MEDICAL CERTIFICATES
Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 121; 14 CFR 135
Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Tom Toula
 Phone: 202 267-3718
RIN: 2120—AF08

2459. TAMPA, FL, CLASS B AIRSPACE
Priority: Routine and Frequent
CFR Citation: 14 CFR 71
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Lewis W. Still
 Phone: 202 267-9250
RIN: 2120—AF18

2460. REVISION OF CERTIFICATION REQUIREMENTS: MECHANICS AND REPAIRMEN
Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 65; 14 CFR 66
Timetable:

Action	Date	FR Cite
NPRM	08/17/94	59 FR 42430
NPRM Comment Period End	10/17/94	
Final Action	10/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Leslie Vipond
 Phone: 202 267-3269
RIN: 2120—AF22

2461. REVISED DISCRETE GUST LOAD DESIGN REQUIREMENT; TRANSPORT CATEGORY AIRPLANES
Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 25
Timetable:

Action	Date	FR Cite
NPRM	09/16/94	59 FR 47756
NPRM Comment Period End	12/15/94	
Final Action	12/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: James R. Haynes
 Phone: 206 227-2112
RIN: 2120—AF27

2462. +OPERATIONS OF JET AIRCRAFT IN COMMUTER SLOTS AT LAGUARDIA AIRPORT AND JOHN F. KENNEDY INTERNATIONAL AIRPORT
Priority: Other Significant
CFR Citation: 14 CFR 93
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Patricia Lane
 Phone: 202 267-3491
RIN: 2120—AF31

2463. STREAMLINED ENFORCEMENT PROCESS TEST PROGRAM
Priority: Substantive, Nonsignificant
CFR Citation: 14 CFR 13
Timetable:

Action	Date	FR Cite
Test and Evaluation Program Established, Comment Period Ends 10/25/94	08/26/94	59 FR 44266
Test and Evaluation Correction	09/09/94	59 FR 46533

Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Brian Reed
 Phone: 202 267-5998
RIN: 2120—AF36

2464. +OVERFLIGHTS OF UNITS OF THE NATIONAL PARK SYSTEM
Priority: Other Significant
CFR Citation: 14 CFR 91; 14 CFR 135

DOT—FAA

Long-Term Actions

Timetable:

Action	Date	FR Cite
ANPRM	03/17/94	59 FR 12740
ANPRM Correction	04/01/94	59 FR 15350
ANPRM Comment Period End	06/15/94	
ANPRM Comment Period Extended to 07/15/94	06/20/94	59 FR 31883
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: David L. Bennett
Phone: 202 267-3473

RIN: 2120-AF46

2465. +MOUNTAIN FLYING

Priority: Other Significant

CFR Citation: 14 CFR 91

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Barton
Phone: 202 267-8194

RIN: 2120-AF67

2466. • BIRD STRIKE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 106(g); 49 USC 1344; 49 USC 1354(a); 49 USC 1421; 49 USC 1423 to 1426; 49 USC 1428 to 1431

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: This action proposes to revise the bird strike requirements of part 25 of the Federal Aviation Regulations. These changes are intended to harmonize the bird strike requirement of the FAR and the Joint Aviation Requirements. The proposed changes would revise sections 25.631, 25.571(e), and 25.775(b).

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: ANM-93-762A. This is an Aviation Rulemaking Advisory Committee project.

Agency Contact: Manhidner Wahi, Transport Airplane Directorate, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2112

RIN: 2120-AF80

2467. • REPAIR ASSESSMENT FOR PRESSURIZED FUSELAGES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 106(g); 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423 to 1426; 49 USC 1428 to 1431

CFR Citation: 14 CFR 91; 14 CFR 121; 14 CFR 125; 14 CFR 129

Legal Deadline: None

Abstract: This proposed rulemaking would require incorporation of repair assessment guidelines for external fuselage pressure boundary into the FAA approved maintenance programs of each operator of certain transport category airplane models. The purpose of the repair assessment guidelines is to establish a damage-tolerance based supplemental inspection program for repairs to detect damage, which may develop in a repaired area, before that damage degrades the load carrying capability of the structure below the levels required by the applicable airworthiness standards.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: ANM-93-772A. This is an Aviation Rulemaking Advisory Committee project.

Agency Contact: Dayton Curtis, Transport Airplane Directorate, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2109

RIN: 2120-AF81

2468. • REVISION OF GATE REQUIREMENTS FOR HIGH-LIFT DEVICE CONTROLS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 106(g); 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423 to 1426; 49 USC 1428 to 1421

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: This proposed rulemaking would revise the requirements concerning gated positions on the control used by the pilot to select the position of an airplane's high-lift devices. It would update the current standards to take into account the multiple configurations of the high-lift devices provided on current airplanes to perform landings and go-around maneuvers. This rulemaking would also harmonize these standards with those being proposed for the European Joint Aviation Requirements (JAR).

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: ANM-94-463A. This is an Aviation Rulemaking Advisory Committee project.

Agency Contact: Don Stimson, Transport Airplane Directorate, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Rind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-1129

RIN: 2120-AF82

2469. • BRAKED ROLL CONDITIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 106(g); 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423 to 1426; 49 USC 1428 to 1431

DOT—FAA

Long-Term Actions

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: This proposed rulemaking would amend the requirements for landing gear braking on transport category airplanes to require that the airplane be designed to withstand main landing gear maximum braking forces during ground operations. This action would ensure that the landing gear and fuselage are capable of withstanding the dynamic loads associated with the

maximum dynamic braking condition, and would also relieve a burden on industry by eliminating differences between the Federal Aviation Regulations (FAR) and European Joint Aviation Requirements (JAR).

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: ANM-94-462A. This is an

Aviation Rulemaking Advisory Committee project.

Agency Contact: Iven Connally, Transport Airplane Directorate, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98055-4056
Phone: 206 227-2120

RIN: 2120-AF83

**DEPARTMENT OF TRANSPORTATION (DOT)
Federal Aviation Administration (FAA)**

Completed Actions

2470. COMPOSITE PROPELLERS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1354(a); 49 USC 1421; 49 USC 1423; 49 USC 106(g)

CFR Citation: 14 CFR 35

Legal Deadline: None

Abstract: This notice would have revised part 35 of the Federal Aviation Regulations to add requirements for composite propellers to include environmental effects in fatigue evaluation, bird impact, and lightning protection. This rulemaking action has been tasked to the Aviation Rulemaking Advisory Committee (ARAC). The FAA is withdrawing this rulemaking until a recommendation is received from ARAC.

Timetable:

Action	Date	FR Cite
Withdrawn	07/07/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Formerly entitled "Fatigue Evaluation, Bird Impact, and Lightning Protection for Propellers of Composite Construction." Project No. ANE-83-002R.

Agency Contact: Marty Buckman, Aerospace Engineer, Department of Transportation, Federal Aviation Administration, New England Region, 12 New England Executive Park, Burlington, MA 01803
Phone: 617 273-7079

RIN: 2120-AB05

2471. +ELIMINATION OF AIRPORT DELAYS

Priority: Other Significant

Legal Authority: 49 USC 1302; 49 USC 1303; 49 USC 1348; 49 USC 1354(a); 49 USC 1421(a); 49 USC 1424; 49 USC 2402; 49 USC 2424; 49 USC 106(g)

CFR Citation: 14 CFR 93

Legal Deadline: None

Abstract: This proposed rule is designed to alleviate increased delays throughout the air traffic system and is considered significant because of its involvement with important Department of Transportation policies.

Timetable:

Action	Date	FR Cite
NPRM	08/20/84	49 FR 33082
NPRM Comment Period End	09/04/84	
Final Action	12/20/85	50 FR 52180

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 08/20/84 (49 FR 33082)

Additional Information: Docket No. 24206.

Agency Contact: David L. Bennett, Manager, Airspace and Air Traffic Law Branch, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3491

RIN: 2120-AB42

2472. MAINTENANCE RECORDKEEPING REQUIREMENTS

Priority: Other

Legal Authority: 49 USC 1354(a); 49 USC 1421 to 1430; 49 USC 1502

CFR Citation: 14 CFR 91; 14 CFR 121

Legal Deadline: None

Abstract: The FAA established an aviation rulemaking advisory committee (56 FR 20492, May 3, 1991), to provide advice and recommendations to the FAA on the full range of aviation-related issues. The committee has been tasked to provide advice and recommendations regarding the airworthiness standards for transport category airplanes and engines in parts 25, 33, and 35 of the Federal Aviation Regulations (FAR) and parallel provisions in parts 121 and 135 of the FAR. The FAA is withdrawing this rulemaking until a recommendation is received from the Aviation Rulemaking Advisory Committee.

Timetable:

Action	Date	FR Cite
Withdrawn	07/07/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number AFS-92-625R.

Agency Contact: Bill Henry, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3804

RIN: 2120-AD25

DOT—FAA

Completed Actions

2473. HIGH INTENSITY RADIATED FIELDS PROTECTION STANDARDS FOR AIRCRAFT ELECTRICAL AND ELECTRONIC SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 23; 14 CFR 25; 14 CFR 27; 14 CFR 29

Legal Deadline: None

Abstract: The FAA established an aviation rulemaking advisory committee (56 FR 20492, May 3, 1991), to provide advice and recommendations to the FAA on the full range of aviation-related issues. The committee has been tasked to provide advice and recommendations regarding the airworthiness standards for transport category airplanes and engines in parts 25, 33, and 35 of the Federal Aviation Regulations (FAR) and parallel provisions in parts 121 and 135 of the FAR. The FAA is withdrawing this rulemaking until a recommendation is received from the Aviation Rulemaking Advisory Committee.

Timetable:

Action	Date	FR Cite
Withdrawn	07/07/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number AIR-89-180R. This project was formerly entitled "Requirements for Aircraft Protection in High Energy Radiated Electromagnetic Fields."

Agency Contact: William J. (Joe) Sullivan, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9554

RIN: 2120-AD32

2474. +FATIGUE TEST REQUIREMENTS FOR AGING AIRCRAFT

Priority: Other Significant

Legal Authority: 49 USC 1344; 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1424; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 25

Legal Deadline: None

Abstract: The FAA established an aviation rulemaking advisory committee (56 FR 20492, May 3, 1991), to provide advice and recommendations to the FAA on the full range of aviation-related issues. The committee has been tasked to provide advice and recommendations regarding the airworthiness standards for transport category airplanes and engines in parts 25, 33, and 35 of the Federal Aviation Regulations (FAR) and parallel provisions in parts 121 and 135 of the FAR. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
Terminated - This project has been replaced by RIN 2120-AE42.	07/07/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project No. ANM-90-004R.

Agency Contact: Dick Kirsch, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9565

RIN: 2120-AD43

2475. +PILOT OPERATING AND EXPERIENCE REQUIREMENTS

Priority: Other Significant

Legal Authority: 49 USC 1301; 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1355; 49 USC 1401; 49 USC 1421; 49 USC 1422 to 1431; 49 USC 1471; 49 USC 1472; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2125; 49 USC 106(g)

CFR Citation: 14 CFR 91

Legal Deadline: None

Abstract: This action established minimum experience levels for cockpit crew pairing. It also established guidelines for initial operating experience and specified operating restrictions when the second in command has fewer than 100 hours of flight time. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	03/23/93	58 FR 15730
NPRM Comment Period End	06/21/93	
Final Action	04/27/95	60 FR 20858
Final Action Effective	08/28/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/23/93 (58 FR 15730); Regulatory Evaluation 04/27/95 (60 FR 20858)

Additional Information: Project Number AFS-91-004R.

Agency Contact: Larry Youngblut, Regulations Branch, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-8096

RIN: 2120-AD88

2476. +UNESCORTED ACCESS PRIVILEGE

Priority: Other Significant

Legal Authority: 49 USC 1354(a); 49 USC 1356; 49 USC 1357; 49 USC 1358 to 1421; 49 USC 106(g)

CFR Citation: 14 CFR 107; 14 CFR 108

Legal Deadline: Final, Statutory, April 24, 1992.

Aviation Security Improvement Act of 1990

Abstract: This action establishes regulations to implement criminal history records checks for air carrier and airport security employees. This rulemaking is considered significant because of substantial congressional and public interest.

Timetable:

Action	Date	FR Cite
NPRM	02/13/92	57 FR 5352
NPRM Comment Period Extended to	03/12/92	57 FR 8834
Public Meetings Notice	04/09/92	57 FR 12396
SNPRM: Comment Period End	09/18/92	57 FR 43294
Final Action	10/03/95	60 FR 51854
Final Action Effective	01/31/96	

Small Entities Affected: None

Government Levels Affected: None

DOT—FAA

Completed Actions

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation 10/03/95 (60 FR 51854)
Additional Information: Project Number ACS-91-076R.
Agency Contact: Linda Valencia, Office of Civil Aviation Security, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 267-8701
RIN: 2120—AE14

2477. ACCESS INTO THE COCKPIT

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1356; 49 USC 1357; 49 USC 1401; 49 USC 1421 to 1430; 49 USC 1472; 49 USC 1485; 49 USC 1502; 49 USC 106(g)
CFR Citation: 14 CFR 121
Legal Deadline: None

Abstract: This action was to revise part 121 of the Federal Aviation Regulations by allowing air traffic control specialists to ride on the cockpit jumpseat in nonpassenger-carrying air carrier operations. Originally this rulemaking was considered significant. However, because there is no substantial public interest, this rulemaking is no longer significant.

Timetable:

Action	Date	FR Cite
Terminated	07/07/95	

Small Entities Affected: None
Government Levels Affected: None
Additional Information: Project Number AFS-91-207R. This rulemaking effort has been resolved as an internal policy agreement between the Office of Flight Standards and the Office of Air Traffic.
Agency Contact: Donell Pollard, Regulations Branch, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 267-8096
RIN: 2120—AE35

2478. AIRPORT RUNWAY INCURSION

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1354(a); 49 USC 1432; 49 USC 106(g)

CFR Citation: 14 CFR 139
Legal Deadline: None
Abstract: This action would have amended part 139 of the Federal Aviation Regulations by incorporating additional requirements regarding distance-remaining markers and other signs at airports. This rulemaking action has been tasked to the Aviation Rulemaking Advisory Committee (ARAC). The FAA is withdrawing this rulemaking until a recommendation is received from ARAC.

Timetable:

Action	Date	FR Cite
Withdrawn	07/07/95	

Small Entities Affected: None
Government Levels Affected: None
Additional Information: Project Number AAS-91-205R. This project was tasked to the Aviation Rulemaking Advisory Committee (ARAC) in October 1995.
Agency Contact: Robert David, Assistant Executive Director, Office of Airport and Safety Standards, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 267-3085
RIN: 2120—AE38

2479. NON-FEDERAL NAVIGATION FACILITIES

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1343; 49 USC 1346; 49 USC 1348; 49 USC 1354(a); 49 USC 1355; 49 USC 1401; 49 USC 1421 to 1430; 49 USC 1472(c); 49 USC 1502; 49 USC 1522; 49 USC 106(g); PL 97-449

CFR Citation: 14 CFR 171
Legal Deadline: None
Abstract: This action would have amended part 171 to require the same specifications for non-Federal facilities as are required for FAA facilities. The amendment would have consolidated subparts which would allow for easier use and access.

Timetable:

Action	Date	FR Cite
Withdrawn	07/07/95	

Small Entities Affected: None
Government Levels Affected: None
Additional Information: Project Number: ASM-92-254R The FAA is

conducting further research into the issues pertaining to this project. If the FAA determines that future rulemaking would be appropriate, the project will be returned to the Agenda.

Agency Contact: Ronald Jennings, Technical Standards Branch, Systems Maintenance Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 267-7911
RIN: 2120—AE54

2480. AMEND PART 34: FUEL VENTING AND EXHAUST EMISSION REQUIREMENTS FOR TURBINE ENGINE-POWERED AIRPLANES

Priority: Substantive, Nonsignificant
Legal Authority: 42 USC 1857(f); 49 USC 106(g); 49 USC 1348(c); 49 USC 1354(a); 49 USC 1421; 49 USC 1423
CFR Citation: 14 CFR 34
Legal Deadline: None

Abstract: This action amends part 34 of the Federal Aviation Regulations to make corrections to sections 34.71 and 34.89 which were published incorrectly.

Timetable:

Action	Date	FR Cite
NPRM	04/13/94	59 FR 17640
NPRM Comment Period End	06/13/94	
Final Action	06/29/95	60 FR 34076
Final Action Effective	07/31/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 04/13/94 (59 FR 17640)

Additional Information: Project No.: AEE-92-266R.
Agency Contact: Laurie Fisher, Policy and Regulatory Division, Office of Environment and Energy, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
 Phone: 202 267-3561
RIN: 2120—AE55

2481. COMMUNICATION SYSTEMS: REMOVAL OF FEE PROVISIONS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1341(c); 49 USC 1346; 49 USC 1348(b); 49 USC 1354(a); 49 USC 1355; 31 USC 483(a)

DOT—FAA

Completed Actions

CFR Citation: 14 CFR 189

Legal Deadline: None

Abstract: This action modifies part 189 of the Federal Aviation Regulations to remove the outdated fee provision. Due to enhanced commercial communications, FAA has determined that the need to accept (and charge fees for) messages addressing such topics as lost baggage, hotel reservations, crew assignments, and other commercial matters no longer exists. The change is not intended to affect FAA's transmissions relating to flight safety, flight plans, and weather.

Timetable:

Action	Date	FR Cite
NPRM	06/09/94	59 FR 29934
NPRM Correction	08/02/94	59 FR 39395
NPRM Comment Period End	09/07/94	
Final Action	08/02/95	60 FR 39614
Final Action Effective	09/18/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/09/94 (59 FR 29934)

Additional Information: Project Number: ATP-92-292R.

Agency Contact: Ellen Crum, Air Traffic Rules and Procedure Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-9859

RIN: 2120-AE68

2482. FEES FOR CERTIFICATION SERVICES AND APPROVALS PERFORMED OUTSIDE THE UNITED STATES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1341; 49 USC 1343; 49 USC 1344; 49 USC 1346; 49 USC 1348; 49 USC 1354; 49 USC 1355; 31 USC 483(a)

CFR Citation: 14 CFR 187

Legal Deadline: None

Abstract: This action amends the existing fee schedule appearing in part

187 for certification of airmen and air agencies performed outside the U.S., e.g., certification of pilots, flight engineers, and mechanics. This action provides fees for all activities authorized by statute and ways to estimate fees that permit full recovery of the Federal Aviation Administration's costs.

Timetable:

Action	Date	FR Cite
NPRM	06/30/94	59 FR 33832
NPRM Comment Period End	08/01/94	
Final Action	04/19/95	60 FR 19628
Final Action Effective	05/19/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/30/94 (59 FR 33832); Regulatory Evaluation 04/19/95 (60 FR 19628)

Additional Information: Project No.: AFS-92-262R. This action was previously titled Part 187--Fees.

Agency Contact: Emily White, Flight Standards Service, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3651

RIN: 2120-AE72

2483. STATE BLOCK GRANT PROGRAM

Priority: Other

Legal Authority: 49 USC 2201; 49 USC 2227

CFR Citation: 14 CFR 156

Legal Deadline: None

Abstract: This action would have amended the regulations which implement the recent reauthorization by Congress of the State block grant pilot program under the Airport Improvement Program. The amendment to the regulations provides guidance to the participating States regarding administrative procedures for the 4-year extension of the pilot program.

Timetable:

Action	Date	FR Cite
Withdrawn	07/07/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: APP-93-513R. The FAA is

withdrawing this rulemaking as there will no longer be a rule change associated with this program unless Congress expands the program, which expires in 1996.

Agency Contact: Mark Beisse, Office of Airport Planning and Programming, Airports Financial Assistance Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-8826

RIN: 2120-AE90

2484. HIGH DENSITY AIRPORTS; SLOT USE AND LOSS REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1302; 49 USC 1303; 49 USC 1348; 49 USC 1354(a); 49 USC 1421(a); 49 USC 2451 et seq; 49 USC 106(g)

CFR Citation: 14 CFR 93

Legal Deadline: None

Abstract: This action amended the use-or-lose provisions in section 93.227 to exempt certain holidays from the use-or-lose requirements for air carrier and commuter slot holders.

Timetable:

Action	Date	FR Cite
NPRM	07/28/94	59 FR 38508
NPRM Comment Period End	09/26/94	
Final Action	11/15/94	59 FR 58770
Final Action Effective	11/15/94	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/28/94 (59 FR 38508); Regulatory Evaluation 11/15/94 (59 FR 58770)

Additional Information: Project Number: AGC-93-464R

Agency Contact: Lorelei Dinges, Regulations Division, Office of the Chief Counsel, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591
Phone: 202 267-3491

RIN: 2120-AE94

DOT—FAA

Completed Actions

2485. ADVANCED QUALIFICATION PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1301(7); 49 USC 1354(a); 49 USC 1303; 49 USC 1344; 49 USC 1352 to 1355; 49 USC 1401; 49 USC 1421 to 1431; 49 USC 1471; 49 USC 1472; 49 USC 1502; 49 USC 1510; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2126; 49 USC 106(g)

CFR Citation: 14 CFR 61; 14 CFR 91; 14 CFR 121; 14 CFR 135

Legal Deadline: None

Abstract: This action extends SFAR 58, which established a voluntary, alternative method for the training, evaluation, certification, and qualification requirements of flight crewmembers, flight attendants, aircraft dispatchers, instructors, evaluators and other operations personnel subject to the training and qualification requirements of 14 CFR 121 and 135. The FAA developed this alternative method in response to recommendations made by representatives from the Government, airlines, aircrew professional organizations, and airline industry organizations. The SFAR is designed to improve aircrew performance and allows certificate holders to develop innovative training programs that incorporate the most recent advances in training methods and techniques.

Timetable:

Action	Date	FR Cite
NPRM	08/16/95	60 FR 42764
NPRM Comment Period End	09/05/95	
Final Action	10/03/95	60 FR 51850

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: AFS-93-120R. The FAA will extend this SFAR, which expires October 1995.

Agency Contact: John Allen, Air Carrier Training Office, Department of Transportation, Federal Aviation Administration, P. O. Box 20034, Dulles International Airport Phone: 703 661-0273

RIN: 2120-AF00

2486. ALTERATION OF THE CHARLOTTE CLASS B AIRSPACE AREA; NORTH CAROLINA

Priority: Routine and Frequent

Legal Authority: 49 USC 1348(a); 49 USC 1354(a); 49 USC 1510; 49 USC 106(g); EO 10854

CFR Citation: 14 CFR 71

Legal Deadline: None

Abstract: This action alters the Charlotte Terminal Control Area (TCA) by maintaining the upper limit of the TCA at 10,000 feet mean sea level and redefining several existing subareas to improve the capability of the air traffic control system to separate aircraft in the terminal airspace around the Charlotte/Douglas International Airport.

Timetable:

Action	Date	FR Cite
NPRM	03/02/94	59 FR 10040
NPRM Comment Period End	05/02/94	
NPRM Correction: Comment Period Extended to 06/02/94	05/12/94	59 FR 24673
Final Action	05/17/95	60 FR 26594
Final Action Effective	07/20/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/02/94 (59 FR 10040); Regulatory Evaluation 05/17/95 (60 FR 26594)

Additional Information: Project Number: ATP-93-399T. A correction was published 6/1/95 (60 FR 28657).

Agency Contact: Patricia P. Crawford, Air Traffic Rules Branch, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-9255

RIN: 2120-AF02

2487. REVISION OF CERTAIN FLIGHT AIRWORTHINESS STANDARDS TO HARMONIZE WITH EUROPEAN AIRWORTHINESS STANDARDS FOR TRANSPORT CATEGORY AIRPLANES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 1354(a); 49 USC 1355; 49 USC 1421; 49 USC 1423; 49 USC 1425; 49 USC 1428; 49 USC 1429; 49 USC 1430; 49 USC 106(g)

CFR Citation: 14 CFR 1; 14 CFR 25

Legal Deadline: None

Abstract: The Federal Aviation Administration amended part 25 of the Federal Aviation Regulations (FAR) to harmonize certain flight requirements with standards proposed for the European Joint Aviation Requirements (JAR)-25. This action responds to a petition from the Aerospace Industries Association of America, Inc., and the Association Europeenne des Constructeurs de Material Aerospacial. These changes are intended to benefit the public interest by standardizing certain requirements, concepts, and procedures contained in the airworthiness standards of the FAR and JAR.

Timetable:

Action	Date	FR Cite
NPRM	04/22/94	59 FR 19296
NPRM Comment Period End	07/21/94	
Final Action	06/09/95	60 FR 30744
Final Action Effective	07/10/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 04/22/94 (59 FR 19296)

Additional Information: Project Number: ANM-92-761A

Agency Contact: Donald K. Stimson, Flight Test and Systems Branch, ANM-111, Aircraft Certification Service, Department of Transportation, Federal Aviation Administration, 1601 Lind Avenue SW., Renton, WA 98055-4056 Phone: 206 227-1320

RIN: 2120-AF25

2488. SPECIAL FLIGHT RULES IN THE VICINITY OF THE GRAND CANYON NATIONAL PARK

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1301(7); 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1356; 49 USC 1401; 49 USC 1421 to 1431; 49 USC 1471; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2126; 49 USC 106(g)

CFR Citation: 14 CFR 91

Legal Deadline: None

DOT—FAA

Completed Actions

Abstract: This action extends, for 2 years, the effectiveness of SFAR 50-2, which contains procedures governing the operation of aircraft in the airspace above the Grand Canyon National Park. SFAR 50-2 originally established the flight regulations for a period of 4 years to allow the National Park Service (NPS) time to complete studies concerning aircraft overflight impacts on the Grand Canyon, and to forward its recommendations to the FAA. The NPS study, completed in September 1994, recommended alternatives, such as use of quiet aircraft, additional flight-free zones, altitude restrictions, operating specifications, noise budgets, and time limits. This action allows the FAA sufficient time to thoroughly review the NPS recommendations as to their impact on the safety of air traffic at the Grand Canyon National Park, and to take the appropriate rulemaking action.

Timetable:

Action	Date	FR Cite
NPRM	04/12/95	60 FR 18700
NPRM Comment Period End	05/12/95	
NPRM Correction	05/25/95	60 FR 27707
Final Action	06/15/95	60 FR 31608
Final Action Effective	06/15/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: ATP-95-017R

Agency Contact: Ellen Crum, Air Traffic Rules Branch, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-9859

RIN: 2120-AF60

2489. +AIR TOUR SIGHTSEEING OPERATIONS

Completed:

Reason	Date	FR Cite
Terminate - Duplicate of RIN 2120-AF07.	07/07/95	

RIN: 2120-AF61

2490. ● PROHIBITION AGAINST CERTAIN FLIGHTS BETWEEN THE UNITED STATES AND THE REPUBLIC OF YUGOSLAVIA (SFAR 66-2)

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1301; 49 USC 1344; 49 USC 1352 to 1355; 49 USC

1401; 49 USC 1421 to 1432; 49 USC 1471 to 1473; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2126; 49 USC 106(g)

CFR Citation: 14 CFR 91

Legal Deadline: None

Abstract: This final rule replaced the flight prohibition implemented by the FAA in SFAR 66-1, which was made effective on August 26, 1993, and expired August 26, 1994. This action prohibits the landing in, takeoff from, or overflight of the territory of the United States by any aircraft on a flight from or to the territory of the Federal Republic of Yugoslavia. This SFAR expires June 2, 1997.

Timetable:

Action	Date	FR Cite
Final Action	05/31/95	60 FR 28476
Final Action Effective	05/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mark W. Bury, International Affairs and Legal Policy Staff, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3515

RIN: 2120-AF72

2491. ● CERTIFICATION AND OPERATING REQUIREMENTS SFAR 38-2

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 106(g); 49 USC 40101; 49 USC 40105; 49 USC 40113; 49 USC 44701 to 44702

CFR Citation: 14 CFR 121; 14 CFR 125; 14 CFR 135

Legal Deadline: None

Abstract: This amendment extends the termination date for SFAR 38-2, which contains the certification and operating requirements for persons transporting passengers or cargo for compensation or hire. This SFAR will be rescinded if a final rule is issued codifying the certification and operating requirements.

Timetable:

Action	Date	FR Cite
Final Action Effective	06/01/95	
Final Action	06/06/95	60 FR 29753

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Project Number: AFS-95-315R.

Agency Contact: Gary Davis, Air Transportation Division, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3747

RIN: 2120-AF73

2492. ● PROHIBITION AGAINST CERTAIN FLIGHTS WITHIN THE TERRITORY AND AIRSPACE OF AFGHANISTAN(SFAR 67)

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 1301; 49 USC 1344; 49 USC 1352 to 1354; 49 USC 1354(a); 49 USC 1355; 49 USC 1401; 49 USC 1421 to 1432; 49 USC 1471; 49 USC 1472; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2126

CFR Citation: 14 CFR 91

Legal Deadline: None

Abstract: This action extends the prohibition of flight operations within the territory and airspace of Afghanistan by any US air carrier and commercial operator, by any person exercising the privileges of an airman certificate issued by the FAA, or by an operator using an aircraft registered in the United States unless the operator is a foreign air carrier.

Timetable:

Action	Date	FR Cite
Final Action	05/15/95	60 FR 25980

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Project Number: AGC-95-363R. This extension of the expiration date is to 5/10/96 and is effective 5/10/95.

Agency Contact: Mark W. Bury, International Affairs and legal Policy Staff, Office of the Chief Counsel, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3515

RIN: 2120-AF74

DOT—FAA

Completed Actions

2493. ● PROHIBITION AGAINST CERTAIN FLIGHTS BETWEEN THE UNITED STATES AND THE REPUBLIC OF LIBYA (SFAR 65-1)

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1301; 49 USC 1344; 49 USC 1352 to 1354; 49 USC 1354(a); 49 USC 1355; 49 USC 1401; 49 USC 1421 to 1432; 49 USC 1471 to 1473; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2126
CFR Citation: 14 CFR 91
Legal Deadline: None

Abstract: This final rule replaces the flight prohibition implemented by the FAA in SFAR 65-1, which was made effective on April 20, 1992, and expired April 16, 1993. This action prohibits the landing in, takeoff from, or overflight of the territory of the United States by any aircraft on a flight from or to the territory of Libya. This SFAR remains in effect until further notice.

Timetable:

Action	Date	FR Cite
Final Action	09/20/95	60 FR 48643

Small Entities Affected: None
Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95
Additional Information: Project Number: AGC-95-423R.
Agency Contact: Mark W. Bury, International Affairs and Legal Policy Staff, Office of the Chief Counsel, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3515
RIN: 2120-AF85

2494. ● PROHIBITION AGAINST CERTAIN FLIGHTS BETWEEN THE UNITED STATES AND THE REPUBLIC OF IRAQ (SFAR 61-2)

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 1301(7); 49 USC 1303; 49 USC 1344; 49 USC 1348; 49 USC 1352 to 1355; 49 USC 1401; 49 USC 1421 to 1432; 49 USC 1471 to 1472; 49 USC 1502; 49 USC 1510; 49 USC 1522; 49 USC 2121 to 2126
CFR Citation: 14 CFR 91
Legal Deadline: None

Abstract: This final rule replaces the flight prohibition implemented by the

FAA in SFAR 61, which was made effective on November 9, 1990, and expired on November 9, 1991. This action prohibits the landing in, takeoff from, or overflight of the territory of the United States by any aircraft on a flight from or to the territory of Iraq. This SFAR remains in effect until further notice.

Timetable:

Action	Date	FR Cite
Final Action	09/21/95	60 FR 49138

Small Entities Affected: None
Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95
Additional Information: Project Number: AGC-95-425R.
Agency Contact: Jeffrey A. Klang, International Affairs and Legal Policy Staff, Office of the Chief Counsel, Department of Transportation, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591 Phone: 202 267-3515
RIN: 2120-AF87

**DEPARTMENT OF TRANSPORTATION (DOT)
 Federal Highway Administration (FHWA)**

Prerule Stage

2495. ACQUISITION OF REAL PROPERTY FOR RIGHTS-OF-WAY

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 23 USC 315; PL 100-17, sec 126; PL 100-17, sec 146; 42 USC 4601 et seq
CFR Citation: 23 CFR 172; 23 CFR 710; 23 CFR 712; 23 CFR 713; 23 CFR 720; 23 CFR 740; 23 CFR 620; 23 CFR 635; 23 CFR 645
Legal Deadline: None
Abstract: The Federal Highway Administration (FHWA) is proposing to revise and consolidate several right-of-way regulations to improve the organization of the subject matter and update the content. This action will also implement sections 126 and 146

(airspace and donations) of the Surface Transportation and Uniform Relocation Assistance Act of 1987.

Timetable:

Action	Date	FR Cite
ANPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: State, Local
Analysis: Regulatory Evaluation
Additional Information: Two related rulemaking actions are: (1) a proposed rule entitled "Right-of-Way" which appeared in a prior Agenda under RIN 2125-AB58 and (2) a proposed rule entitled "Property Management; Disposals and Airspace" which appeared in a prior Agenda under RIN 2125-AB60. Those entries have been consolidated into this rulemaking.
Agency Contact: Marshall Schy, Chief, Policy Development Branch, Federal

Highway Administration, 400 Seventh Street SW., Washington, DC 20590 Phone: 202 366-2021
RIN: 2125-AC17

2496. HIGHWAY BEAUTIFICATION

Priority: Substantive, Nonsignificant
Legal Authority: 23 USC 131; 23 USC 315; 49 USC 1651
CFR Citation: 23 CFR 750, subpart B; 23 CFR 750, subpart E; 23 CFR 750, subpart G
Legal Deadline: None
Abstract: The revision of these subparts will reduce their complexity, recognize the existence of State laws, regulations, and organizations implementing 23 USC 131, and emphasize the position of the State as the initial, primary, and principal focal point regarding the requirement of effective control. Potential costs should be reduced, albeit minimally. The principal benefit will be to give the

DOT—FHWA

Prerule Stage

States greater ability, in the context of the broad requirements of 23 USC 131, to respond to concepts and issues relevant to the States. We are reviewing these regulations and we intend to focus on changes necessitated by ISTEA.

Timetable:

Action	Date	FR Cite
ANPRM	12/00/95	

Small Entities Affected: None
Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Robert P. Harter, Realty Specialist, Special Programs and Evaluation Branch, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington DC 20590

Phone: 202 366-2026

RIN: 2125-AD24

2497. • +ADVANCED TECHNOLOGY IN COMMERCIAL MOTOR VEHICLE OPERATIONS

Regulatory Plan: This entry is Seq. No. 92 in Part II of this issue of the Federal Register.

RIN: 2125-AD65

**DEPARTMENT OF TRANSPORTATION (DOT)
 Federal Highway Administration (FHWA)**

Proposed Rule Stage

2498. TRUCK LENGTH AND WIDTH EXCLUSIVE DEVICES

Priority: Substantive, Nonsignificant

Legal Authority: 23 USC 315; PL 97-424, sec 411; PL 97-424, sec 416

CFR Citation: 23 CFR 658

Legal Deadline: None

Abstract: The FHWA requested public comment on how, under section 411(h) and 416(b) of the Surface Transportation Act of 1982 (STA) (PL 97-424, 96 Stat. 2097), the Secretary may determine which safety or efficiency-enhancing devices are to be excluded when measuring the length and width of vehicles for compliance with federally mandated dimensions. The present system of employing rulemaking proceedings is too time-consuming and cumbersome to meet the needs of industry and is needlessly burdensome for FHWA. Therefore, a new approach will be proposed.

Timetable:

Action	Date	FR Cite
ANPRM	12/26/89	54 FR 52951
ANPRM Comment Period Extended to 06/01/90	03/21/90	55 FR 10468
ANPRM Comment Period End	03/26/90	
ANPRM Docket Reopened; Comment Period Extended to 08/21/90	06/22/90	55 FR 25673
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: State

Analysis: Regulatory Evaluation

Agency Contact: Max Pieper, Department of Transportation, Federal

Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-4029

RIN: 2125-AC30

2499. PERIODIC INSPECTION REQUIREMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 31131; 49 USC 31137; 49 USC 31142

CFR Citation: 49 CFR 396

Legal Deadline: None

Abstract: The FHWA is proposing to rescind the periodic inspection requirements for commercial motor vehicles (CMVs). Under the President's Regulatory Reinvention Initiative and the FHWA's Zero-Based Regulatory Review, the FHWA has examined the effectiveness of the periodic inspection requirements established in response to the Motor Carrier Safety Act of 1984 (The Act) and determined that the requirements can be rescinded without reducing safety. The periodic inspection requirements have not provided any greater assurance of the safety of operation of CMVs than the driver vehicle inspection and systematic repair and inspection requirements, which were in existence prior to the passage of the Act. This action would not relieve motor carriers of their responsibility to ensure that CMVs subject to their control are in safe and proper operating conditions at all times. It is the intent of this action to eliminate unnecessary regulations

and achieve performance-based inspection, repair, and maintenance requirements under the Federal Motor Carrier Safety Regulations.

Timetable:

Action	Date	FR Cite
Notice: Request for Comments	03/16/89	54 FR 11020
Final Rule: Delay in Compliance Date	12/08/89	54 FR 50722
Notice: State Inspection Programs	12/08/89	54 FR 50726
Petition: Comments Invited Through 07/02/90	05/02/90	55 FR 18355
Notice: State Inspection Programs	09/23/91	56 FR 47982
Denial of Petition NPRM	07/02/92 12/00/95	57 FR 29457

Small Entities Affected: None

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Agency Contact: Larry W. Minor, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2981

RIN: 2125-AC47

2500. COMMERCIAL LEARNER PERMITS AND CDL EFFECTIVENESS

Priority: Substantive, Nonsignificant

Legal Authority: PL 99-570; 49 USC 3102; 49 USC 31136; 49 CFR 1.48

CFR Citation: 49 CFR 383; 49 CFR 384; 49 CFR 386; 49 CFR 395

Legal Deadline: None

Abstract: To reconcile the training needs of the motor carrier industry

DOT—FHWA

Proposed Rule Stage

with the requirements of the Commercial Driver's License (CDL) program and the Commercial Motor Vehicle Safety Act of 1986, the FHWA is proposing additional minimum Federal standards for State-issued learner's permits that allow drivers to be trained in the operation of commercial motor vehicles (CMVs). Among the alternatives under consideration: Applicants for Commercial Driver Instruction Permits (CDIPs) might need to possess drivers' licenses and undergo record checks analogous to those now required for CDLs; CDIP transactions might be entered in the Commercial Driver's License Information System (CDLIS); and CDIP holders might be explicitly subject to the same disqualifications as CDL holders. Since driver training is nationwide in scope, the FHWA is proposing options that would allow a State to issue a CDIP to a driver trainee. In addition, the FHWA is proposing to amend existing regulations to incorporate interpretations made since the original CDL regulations were issued. This will also address some issues currently under consideration for increased effectiveness of the CDL program.

Timetable:

Action	Date	FR Cite
NPRM	08/22/90	55 FR 34478
NPRM Comment Period End	10/22/90	
NPRM Comment Period Extended to 11/30/90	10/23/90	55 FR 42741
SNPRM	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 08/22/90 (55 FR 34478)

Additional Information: Because other regulatory changes have been made since the NPRM was published in 1990, the FHWA intends to issue a supplemental NPRM to solicit comments on including additional requirements consistent with changes in the CDL program.

Agency Contact: David Goettee, Transportation Specialist, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4001

RIN: 2125-AC54

2501. REVISION OF MEDICAL EXAMINATION FORM AND PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 2505; 49 USC 3102

CFR Citation: 49 CFR 391

Legal Deadline: None

Abstract: This rulemaking action will seek information for the redesign of the existing medical examination form as well as amend the examination procedures to reflect the latest medical and technological advances.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: State

Analysis: Regulatory Evaluation

Additional Information: This action was formerly titled "Qualification of Drivers; Medical Examination Form."

Agency Contact: Sandra L. Zywockarte, Health and Welfare Specialist, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-2981

RIN: 2125-AC63

2502. +SAFETY FITNESS PROCEDURES; SAFETY RATINGS

Priority: Other Significant

Legal Authority: 49 USC app 2512; 49 USC 104; 49 USC 504; 49 USC 521(b)(5)(A); 49 USC 3102; 49 USC app 1814; PL 101-500

CFR Citation: 49 CFR 385

Legal Deadline: None

Abstract: This action will amend the Federal Motor Carrier Safety Regulations to implement provisions of the Motor Carrier Safety Act of 1990 (section 15 of PL 101-500). This enactment prohibits a motor carrier that receives an "unsatisfactory" safety rating from operating commercial motor vehicles to transport hazardous materials in quantities for which vehicle placarding is required or to transport more than 15 passengers, including the driver. The prohibition is effective 45 days after receipt of an unsatisfactory rating and remains in effect until a satisfactory or conditional

rating is secured. This action is considered significant because of substantial public and congressional interest.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/16/91	56 FR 40801
Notice: Request for Comments	09/14/94	59 FR 47203
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation 08/16/91 (56 FR 40801)

Additional Information: The interim final rule was effective upon publication 08/16/91. Statutory prohibition became effective January 1, 1991.

Agency Contact: William Hill, Office of Motor Carrier Standards, Safety and Technology, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-6347

RIN: 2125-AC71

2503. MINIMUM TRAINING REQUIREMENTS FOR OPERATORS AND TRAINING INSTRUCTORS OF MULTIPLE TRAILER COMBINATION VEHICLES

Priority: Substantive, Nonsignificant

Legal Authority: PL 102-240, sec 4007(b)(2); Intermodal Surface Transportation Efficiency Act (ISTEA)

CFR Citation: 49 CFR 383

Legal Deadline: Final, Statutory, December 18, 1993.

Abstract: This action will establish minimum training requirements for operators of multiple trailer combination vehicles and the instructors who train these operators. The training would include certification of an operator's proficiency by an instructor who has met the requirements established by the Secretary of Transportation.

Timetable:

Action	Date	FR Cite
ANPRM	01/15/93	58 FR 4638
ANPRM Comment Period End	03/16/93	
NPRM	11/00/95	

DOT—FHWA

Proposed Rule Stage

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation
Agency Contact: Robert Redmond, Transportation Specialist, Office of Motor Carrier Standards, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-5014
RIN: 2125-AC92

2504. +COMMERCIAL DRIVER PHYSICAL FITNESS AS PART OF THE CDL PROCESS

Priority: Other Significant
Legal Authority: 49 USC app 2704(a)(8); 49 USC app 2505; 49 USC app 3102
CFR Citation: 49 CFR 391; 49 CFR 383; 49 CFR 1.48; 49 CFR 391.11; 49 CFR 391.45

Legal Deadline: None
Abstract: The FHWA is proposing to include the certification of fitness to operate a CMV in the commercial driver's license (CDL) process. Incorporating the commercial driver fitness determination into State administered CDL procedures could allow elimination of the requirement that CMV drivers carry a separate medical certificate. The CDL would be evidence that the CMV driver is physically fit as well as operationally qualified to operate CMVs safely. This action addresses the driver's physical qualifications as they relate to the CDL process; it does not address whether those standards are correct or should be changed. The FHWA has determined that the negotiated rulemaking process will be used to provide a proposed rule. Action is being taken to obtain a convener/facilitator to contact prospective participants to represent affected parties and the convener/facilitator will oversee the process. After the FHWA has secured a contract with a convener/facilitator, a notice of intent to establish a negotiated rulemaking committee will be published in the Federal Register with time allowed for comments. The FHWA expects to proceed with the negotiated rulemaking process by October 1995.

Timetable:

Action	Date	FR Cite
ANPRM	07/15/94	59 FR 36338

Action	Date	FR Cite
ANPRM Comment Period End	11/14/94	
Regulatory Negotiation Process	10/00/95	

Small Entities Affected: Undetermined
Government Levels Affected: Undetermined
Analysis: Regulatory Evaluation
Additional Information: The FHWA considers this a significant action due to anticipated substantial public interest.

Agency Contact: Teresa Doggett, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2990
RIN: 2125-AD20

2505. +DEPARTMENT OF TRANSPORTATION (FHWA, FTA, AND FRA) ENVIRONMENTAL IMPACT AND RELATED PROCEDURES

Priority: Other Significant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 42 USC 4321; 23 USC 109; 23 USC 128; 23 USC 138; 23 USC 315; PL 102-240; 49 USC 303(c); 49 USC 1602(d); 49 USC 1604(h); 49 USC 1604(i); 49 USC 1610
CFR Citation: 23 CFR 771; 49 CFR 622; 40 CFR 1500 to 1508; 49 CFR 1.48(b); 49 CFR 1.51

Legal Deadline: None
Abstract: The Federal Highway Administration and the Federal Transit Administration currently have a joint environmental regulation at 23 CFR 771, "Environmental Impact and Related Procedures". The agencies first issued an environmental regulation together in 1980. The joint regulation was amended in 1987 and again in 1991. Even though FHWA and FTA have joint regulations, each agency's guidance for implementing those regulations is procedurally different. This causes difficulties and inconsistencies for sponsors of transportation projects, particularly where joint FHWA and FTA funds are involved. In the ISTEA, the Congress recognized the importance of providing

uniformity and consistency between FHWA and FTA environmental procedures. This is needed to accommodate the increased funding flexibility for surface transportation provided by ISTEA. Because of an increased emphasis on intermodal planning and proposals to advance a high speed rail program, the proposed, new joint regulations will include the Federal Railroad Administration (FRA). The proposed regulations will therefore be applied to all three modal administrations.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	

Small Entities Affected: Governmental Jurisdictions
Government Levels Affected: State
Analysis: Regulatory Evaluation

Additional Information: Section 134(h)(4) of title 23, United States Code and section 8(h)(4) of the Federal Transit Act, as amended, direct the Secretary of Transportation to initiate a rulemaking proceeding to conform review requirements for transit projects under the National Environmental Policy Act of 1969 to comparable requirements for highway projects. This action is considered significant because of public, congressional, and environmental concerns and because it involves several interested departmental modes.

Agency Contact: Harold Peaks, Senior Staff Specialist, Office of Environment and Planning, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-1598
RIN: 2125-AD32

2506. PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION; GENERAL AMENDMENTS

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 49 USC 31136; 49 USC 31502
CFR Citation: 49 CFR 390; 49 CFR 392; 49 CFR 393; 49 CFR 1.48

DOT—FHWA

Proposed Rule Stage

Legal Deadline: None

Abstract: The FHWA is proposing to amend part 393 of the Federal Motor Carrier Safety Regulations (FMCSRs), Parts and Accessories Necessary for Safe Operation. The proposed amendments are intended to : remove obsolete and redundant regulatory language; respond to several petitions for rulemaking; provide improved definitions of vehicle types and vehicle components; resolve inconsistencies between part 393 and the FHWA's periodic inspection criteria of appendix G to subchapter B; resolve inconsistencies between part 393 and the National Highway Traffic Safety Administration's Federal Motor Vehicle Safety Standards (49 CFR 571); and codify certain FHWA interpretations of the requirements of part 393.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Agency Contact: Larry W. Minor, Mechanical Engineer, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4009

RIN: 2125-AD40

2507. PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION; MANUFACTURED HOME TIRES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 31136; 49 USC 31502; 42 USC 5403; 42 USC 3535(d)

CFR Citation: 49 CFR 393.75; 24 CFR 3280.904; 49 CFR 1.48

Legal Deadline: None

Abstract: The FHWA and HUD are proposing amendments to the Federal Motor Carrier Safety Regulations (FMCSRs) and the Manufactured Home Construction and Safety Standards concerning the transportation of manufactured homes. The FHWA and HUD propose to adopt mutually consistent and readily enforceable regulations that promote the safe and effective transportation of manufactured homes. These changes would clarify

FHWA and HUD respective regulations to resolve differences between Federal regulations for the overloading of tires used in the transportation of manufactured homes.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Agency Contact: Larry Minor, Mechanical Engineer, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4009

RIN: 2125-AD41

2508. ANTILOCK BRAKE SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 31136; 49 USC 31502

CFR Citation: 49 CFR 393; 49 CFR 1.48

Legal Deadline: None

Abstract: This rulemaking requests comments on the intent of the FHWA to initiate a rulemaking concerning requirements for antilock brake systems (ABS) on commercial motor vehicles engaged in interstate commerce. The National Highway Traffic Safety Administration (NHTSA) has proposed requiring certain newly manufactured vehicles to be equipped with ABS. The FHWA intends to initiate a rulemaking addressing requirements for motor carriers to maintain the ABS on those vehicles which would be subject to the NHTSA's final rule and address certain other ABS issues related to vehicles subject to the Federal Motor Carrier Safety Regulations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: The NHTSA ABS rulemaking is RIN 2127-AA00 and RIN 2127-AE75.

Agency Contact: Larry W. Minor, Mechanical Engineer, Department of Transportation, Federal Highway

Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4009

RIN: 2125-AD42

2509. MAXIMUM DRIVING AND OFF-DUTY TIME; HOURS OF SERVICE FOR FARMERS AND RETAIL FARM SUPPLIERS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 103-311

CFR Citation: 49 CFR 395.3

Legal Deadline: None

Abstract: The Hazardous Materials Transportation Authorization Act of 1994 requires the Secretary of Transportation to initiate a rulemaking proceeding to determine whether or not the requirements of section 395.3 of Title 49, Code of Federal Regulations, relating to hours of service, may be waived for farmers and retail farm suppliers when such farmers and retail farm suppliers are transporting crops or farm supplies for agricultural purposes within a 50 mile radius of their distribution point or farm. Based on the information received in response to this notice, the FHWA intends, in compliance with the Regulatory Flexibility Act, to carefully consider the economic impacts of these potential changes on small entities.

Timetable:

Action	Date	FR Cite
ANPRM	12/08/94	59 FR 63322
ANPRM Comment Period End	02/06/95	
NPRM	11/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Philip J. Roke, Transportation Specialist, Office of Motor Carrier Standards, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-5884

RIN: 2125-AD44

DOT—FHWA

Proposed Rule Stage

2510. +FEDERAL MOTOR CARRIER SAFETY REGULATIONS; GENERAL; MOTOR VEHICLE MARKING

Priority: Other Significant

Legal Authority: 49 USC 104; 49 USC 504; 49 USC 521(b)(5)(A); 49 USC 31502; 49 USC 5113; 49 USC 31136; 49 USC 31144; 49 USC 5113

CFR Citation: 49 CFR 390

Legal Deadline: None

Abstract: The FHWA is proposing to revise its regulations dealing with the identification and marking of commercial motor vehicles (CMVs). Five changes are being proposed which would: (1) Apply the marking requirements to all CMVs operated in interstate commerce, including those common and contract motor carriers of property or passengers authorized by the Interstate Commerce Commission(ICC); (2) require motor carriers to mark both sides of each CMV with a specific legal name or name under which it does business (DBA name); (3) require motor carriers to mark each CMV with the city and State of its principal place of business; (4) require all new motor carriers to file Form MCS-150 within 30 days after beginning operations; and (5) move sec. 385.21, and sec. 385.23 and the appendix to part 385 to a new section in part 390. The States would also be allowed and encouraged to use United States Department of Transportation (USDOT) identification numbers to identify intrastate motor carriers. The proposed changes would improve the identification of motor carriers and CMVs, aid enforcement, and enhance data collection and analysis.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Phillip J. Forjan, Transportation Specialist, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-6817

RIN: 2125-AD49

2511. +HOURS OF SERVICE OF DRIVERS; SUPPORTING DOCUMENT RECORDKEEPING

Priority: Other Significant

Legal Authority: PL 103-311

CFR Citation: 49 CFR 395.8

Legal Deadline: NPRM, Statutory, August 1995. Final, Statutory, February 1996.

Abstract: A record of duty status (49 CFR 395.8) is required to be prepared for each day a driver operates a commercial motor vehicle in interstate commerce. All motor carriers are required to maintain the record of duty status for at least 6 months along with all documents that support the accuracy of the record of duty status (sec. 395.8(k)). The Hazardous Materials Transportation Authorization Act of 1994 (Pub. L. 103-311) mandates the Federal Highway Administration (FHWA) to specify what documents must be maintained to support the accuracy of the record of duty status. This rule will implement the statutory mandate that requires the agency to describe the type of supporting documents to be generated and maintained, as well as specify the quantity and length of time to maintain the supporting documents.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: David Miller, Transportation Specialist, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC
Phone: 202 366-1790

RIN: 2125-AD52

2512. • FEDERAL AID PROJECT AGREEMENT AND CONTRACT PROCEDURES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 23 USC 110; 23 USC 121(c); 23 USC 315

CFR Citation: 23 CFR 630; 23 CFR 635; 49 CFR 1.48

Legal Deadline: None

Abstract: This action presents FHWA policies and procedures related to the formal agreement between a State highway agency and the FHWA required for Federal-aid projects. Changes are proposed to provide more flexibility in the format of the agreement document, to shorten its length, and to incorporate provisions reflecting recent changes in Federal statute. This action also proposes to amend FHWA's regulation on contract procedures by incorporating into it provisions regarding overruns in contract time for Federal-aid projects that are currently set forth in the project agreement regulations.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: State

Analysis: Regulatory Evaluation
10/00/95

Agency Contact: Jack Wasley, Federal-Aid Program Branch, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4658

RIN: 2125-AD58

2513. • EMERGENCY RELIEF PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 23 USC 101; 23 USC 120(e); 23 USC 125; 23 USC 315

CFR Citation: 23 CFR 668; 49 CFR 1.48

Legal Deadline: None

Abstract: The FHWA proposes to amend its regulation on the emergency relief program in order to incorporate changes made in 23 U.S.C. 120 and 125 by the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA). The time period in which the Federal share payable for certain eligible emergency repairs is 100 percent would be extended from 90 days to 180 days; the limit for total obligations for ER projects in any fiscal year in the Virgin Islands, Guam, American Samoa, and the Commonwealth of Northern Mariana Islands would be increased from \$5

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million to \$20 million; and the term "Federal-aid highway systems" would be replaced with the term "Federal-aid highways" to conform with terminology now used to describe highways eligible for Federal-aid ER assistance. In addition, various statements clarifying eligible uses of ER funding would be incorporated into the regulation.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jerry L. Poston, Office of Engineering, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0450

RIN: 2125-AD60

2514. • RULES OF PRACTICE FOR MOTOR CARRIER PROCEEDINGS; INVESTIGATIONS; DISQUALIFICATIONS AND PENALTIES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 104; 49 USC 307

CFR Citation: 49 CFR 301; 49 CFR 302; 49 CFR 303; 49 CFR 304; 49 CFR 385; 49 CFR 386

Legal Deadline: None

Abstract: The FHWA proposes to amend its rules of practice for motor carrier safety, hazardous materials, and other enforcement proceedings, motor carrier safety ratings, driver qualification proceedings and its schedule of penalties for violations of the FMCSRs and the Hazardous Materials Regulations. The FHWA further proposes to add provisions on investigative authority and procedures and general motor carrier responsibilities. These rules would

increase the efficiency of the procedures, enhance due process and the awareness of the public and regulated community, and accommodate recent programmatic changes. The rules will apply to all motor carriers, other business entities and individuals involved in motor carrier safety and hazardous materials administrative actions on the effective date of the final rule.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Paul Brennan, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0834

RIN: 2125-AD64

DEPARTMENT OF TRANSPORTATION (DOT)

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Federal Highway Administration (FHWA)

2515. EQUAL EMPLOYMENT OPPORTUNITY ON FEDERAL AND FEDERAL-AID CONSTRUCTION CONTRACTS (INCLUDING SUPPORTIVE SERVICES); REPORT REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 23 USC 101; 23 USC 112; 23 USC 117; 23 USC 140; 23 USC 315

CFR Citation: 23 CFR 230

Legal Deadline: None

Abstract: This rulemaking was initiated in 1982 to amend FHWA regulations on recordkeeping and reporting requirements for on-the-job training on Federal-aid construction contracts. The FHWA intends to issue a new notice of proposed rulemaking proposing additional changes to this subpart as well as other subparts in part 230 of title 23 of the Code of Federal Regulations.

Timetable:

Action	Date	FR Cite
NPRM	11/22/82	47 FR 52470
NPRM Comment Period End	12/22/82	
To Be Withdrawn	12/00/95	

Small Entities Affected: None

Government Levels Affected: State

Analysis: Regulatory Evaluation
11/22/82 (47 FR 52470)

Additional Information: The recordkeeping and reporting requirements for the On-The-Job Training (OJT) Program included in Federal-aid contracts will be addressed during an accelerated review and update of all civil rights regulations. This effort will include updating the OJT Program and will address recordkeeping and reporting requirements. This effort is to start in December 1995 and be completed by November 1997.

Agency Contact: Linda Brown, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-1593

RIN: 2125-AB15

2516. +MANAGEMENT AND MONITORING SYSTEMS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 23 USC 303; 23 USC 315; 23 USC 135; 23 USC 134

CFR Citation: 23 CFR 500; 49 CFR 614

Legal Deadline: Final, Statutory, December 18, 1992.

Abstract: 23 U.S.C. 303 requires the Secretary of Transportation to issue regulations for State development, establishment, and implementation of systems for managing: highway pavement of Federal-aid highways; bridges on and off Federal-aid highways; highway safety; traffic congestion; public transportation facilities and equipment; and intermodal transportation facilities and systems. The Secretary also must issue guidelines and requirements for the State development, establishment, and implementation of a traffic monitoring system for highways and public transportation facilities and equipment. States must be implementing each management system in Federal fiscal year 1995, or the Secretary may withhold up to 10 percent of funds apportioned under title 23, U.S.C., or

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under the Federal Transit Act for any fiscal year beginning after September 30, 1995. The primary purpose of these systems is to improve the efficiency of, and protect the investment in, existing and future transportation infrastructure. The systems will provide additional information needed to make informed decision for optimum utilization of limited resources.

The economic impact of the regulations is expected to be minimal. The regulations will be issued jointly with the Federal Transit Administration (RIN 2132-AA47). This regulation is considered significant because of substantial State and local government, congressional, and public interest.

Timetable:

Action	Date	FR Cite
ANPRM	06/03/92	57 FR 23460
ANPRM Comment Period End	08/03/92	
NPRM	03/02/93	58 FR 12096
Request for Comments	03/24/93	58 FR 15816
NPRM Comment Period End	05/03/93	
Interim Final Rule	12/01/93	58 FR 63442
Interim Final Rule; Correction	12/07/93	58 FR 64374
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Evaluation 12/01/93 (58 FR 63442)

Additional Information: The interim final rule was effective on 1/3/94; comments were due by 1/31/94. The issue of replacement of sections 511.1 through 511.10, formerly a part of this RIN, has been removed and consolidated into RIN 2125-AD21.

Agency Contact: Tony Solury, Community Planner, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-5003

RIN: 2125-AC97

2517. +TRAINING FOR ENTRY-LEVEL DRIVERS OF COMMERCIAL MOTOR VEHICLES

Priority: Other Significant

Legal Authority: PL 102-240, sec 4007

CFR Citation: 49 CFR 383

Legal Deadline: NPRM, Statutory, December 18, 1992. Final, Statutory, December 18, 1993. Other, Statutory, January 18, 1994.

Other deadline is for a report to Congress.

Abstract: This action is in response to section 4007 of the Motor Carrier Act of 1991 (title IV of the Intermodal Surface Transportation Efficiency Act of 1991). The Department has initiated a rulemaking on the need to require training of all entry-level drivers of commercial motor vehicles. The Agency intends to submit a report to Congress in the fall of 1995 on the effectiveness of private-sector efforts to ensure adequate training of all entry-level drivers. This report will include a cost-benefit study of requiring training of entry-level drivers. Public comments will be solicited on the report. This rulemaking action is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
ANPRM	06/21/93	58 FR 33874
ANPRM Comment Period End	08/20/93	
Report to Congress	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ron Finn, Transportation Specialist, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0647

RIN: 2125-AD05

2518. +VALUE ENGINEERING

Priority: Economically Significant

Legal Authority: 23 USC 106(d); 23 USC 302; 23 USC 307; 23 USC 315

CFR Citation: 23 CFR 627; 49 CFR 18

Legal Deadline: None

Abstract: In this action, the FHWA proposes the application of value engineering (VE) in the design and construction of Federal-aid highway projects funded under the grant-in-aid process. This proposal would require State highway agencies (SHAs) to establish and administer VE programs, outline minimum VE program requirements and provide guidance on establishing, administering and monitoring such programs. This action

is considered necessary to implement the provisions of 23 USC 106(d), which provides that the Secretary may require a value engineering or other cost reduction analysis of plans, specifications, and estimates for proposed projects on any Federal-aid highway. This rulemaking is considered economically significant because FHWA has determined that a savings of more than \$100 million per year is likely to occur as a result of the implementation of the regulation.

Timetable:

Action	Date	FR Cite
NPRM	11/16/94	59 FR 59182
NPRM Comment Period End	01/17/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Keith Borkenhagen, Value Engineering Coordinator, Department of Transportation, Federal Highway Administration
Phone: 202 366-4630

RIN: 2125-AD33

2519. DESIGN STANDARDS FOR HIGHWAYS; A POLICY ON GEOMETRIC DESIGN OF HIGHWAYS AND STREETS; DESIGN AND CONSTRUCTION CRITERIA

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 23 USC 109; 23 USC 315; 23 USC 402

CFR Citation: 23 CFR 625

Legal Deadline: None

Abstract: The standards, policies and standard specifications that have been approved by the FHWA for application of projects located on the National Highway System (NHS) are incorporated by reference in 23 CFR Part 625. The American Association of State Highway and Transportation Officials (AASHTO) has revised "A Policy of Geometric Design of Highways and Streets" to incorporate the latest information on geometric design and to change the numeric values used in the policy exclusively

to metric units. Through this rulemaking, the FHWA is proposing to incorporate this revised AASHTO publication into the regulations on design standards for highways, thus adopting controlling metric criteria for use in the design of projects on the NTS.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: RIN 2125-AD23 "Design Standards for Highways, Interim Selected Metric Values for Geometric Design; Design and Construction Criteria," has been consolidated into this action. By notice published June 27, 1994 (59 FR 33037), FHWA announced its decision to delay implementation of any national metric sign conversion until after 1996, or until further indication of the intent of Congress on this subject is received.

Agency Contact: Seppo I. Sillan, Chief, Geometric And Roadside Design Branch, Department of Transportation, Federal Highway Administration
Phone: 202 366-1327

RIN: 2125-AD38

2520. FEDERAL AID PROJECT AUTHORIZATION

Priority: Substantive, Nonsignificant

Legal Authority: 23 USC 106; 23 USC 118; 23 USC 315

CFR Citation: 23 CFR 630; 49 CFR 1.48(b)

Legal Deadline: None

Abstract: This action presents FHWA policies and procedures related to authorization of Federal-aid highway projects. Changes are proposed to provide more flexibility in establishing funding arrangements, to further clarify the authorization process, and to reflect recent modifications in Federal statutes.

Timetable:

Action	Date	FR Cite
NPRM	02/17/95	60 FR 9306
NPRM Comment Period End	04/18/95	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: State

Analysis: Regulatory Evaluation

Agency Contact: Jack Wasley, Federal-Aid Program Branch, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4658

RIN: 2125-AD43

2521. COMMERCIAL DRIVER'S LICENSE PROGRAM AND CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 31136; 49 USC 31301 et seq; 49 USC 31502; 49 USC 3102; 49 USC 31101 et seq; 49 USC 504

CFR Citation: 49 CFR 382; 49 CFR 383; 49 CFR 391; 49 CFR 392; 49 CFR 1.48

Legal Deadline: None

Abstract: The Federal Highway Administration is making technical and conforming amendments to its alcohol and drug testing rules and its regulations implementing the commercial driver's license program. The testing rules require employers to test drivers who are required to obtain commercial driver's licenses (CDLs) for the illegal use of alcohol and controlled substances. The amendments are necessary to correct minor errors in the final rule, codify final dispositions of waivers of the commercial driver's license program, and implement provisions in the Hazardous Materials Transportation Authorization Act of 1994 and other DOT rules.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: This action amends prior drug and alcohol testing rules issued under the following RINs: 2125-AA79; 2125-AC85; 2125-AD06; 2125-AB68. FHWA issued a Notice of Intent and request for comments on 03/10/9, (60 FR 13306). Comments are due 05/10/95.

Agency Contact: David Miller, Transportation Specialist, Office of Motor Carrier Standards, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington DC 20590
Phone: 202 366-1790

RIN: 2125-AD46

2522. PRIVATE MOTOR CARRIERS OF PASSENGERS: TECHNICAL AMENDMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5901; 49 USC 31132; 49 USC 31136; 49 USC 31502; 49 USC 31504; 49 USC 31133

CFR Citation: 49 CFR 390

Legal Deadline: None

Abstract: This action makes a technical amendment to 49 CFR part 390 to indicate that the Office of Management and Budget has approved the recordkeeping requirements in the final rule that made private motor carriers of passengers subject to the Federal Motor Carrier Safety Regulations. (This final rule was published on February 23, 1994, at 59 FR 8748.)

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This action amends a prior rulemaking listed under RIN 2125-AB62. Since this is purely a technical action which does not make a substantive change to the final rule published at 59 FR 8748, the FHWA believes that prior notice and opportunity for comment are unnecessary under 5 U.S.C. 553(b)(3)(B).

Agency Contact: Dan Hartman, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4009

RIN: 2125-AD54

2523. • NATIONAL STANDARDS FOR TRAFFIC CONTROL DEVICES; REVISION OF THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES

Priority: Substantive, Nonsignificant
Legal Authority: 23 USC 109(d); 23 USC 114(a); 23 USC 217; 23 USC 315; 23 USC 402(a)
CFR Citation: 23 CFR 1.32; 23 CFR 655.601; 23 CFR 655.602; 23 CFR 655.603; 49 CFR 1.48

Legal Deadline: None

Abstract: The FHWA announced its intent to rewrite and reformat the MUTCD published on January 10, 1992, at 57 FR 1134. This effort is currently underway and as work progresses, many changes and modifications are being identified. This action will invite comments on these proposed changes to the MUTCD. These changes are intended to expedite traffic, promote uniformity, and improve safety as well as provide a clearer understanding of the principles contained in the MUTCD.

Timetable:

Action	Date	FR Cite
NPRM	06/12/95	60 FR 31008
NPRM Comment Period End	09/11/95	
Comment Period Extended to 3/11/96	09/21/95	60 FR 49136
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Linda L. Brown, Transportation Specialist, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2192

RIN: 2125-AD57

2524. • GENERAL MATERIAL REQUIREMENTS; WARRANTY CLAUSES

Priority: Substantive, Nonsignificant
Legal Authority: 23 USC 112; 23 USC 113; 23 USC 114; 23 USC 117; 23 USC 128; 23 USC 315; PL 102-240, sec 10

CFR Citation: 23 CFR 635

Legal Deadline: None

Abstract: The FHWA is revising its regulation that generally prohibits the use of guaranty and warranty clauses

on Federal-aid construction contracts. This action will permit greater use of warranties in Federal-aid highway construction contracts within prescribed limits.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/25/95	60 FR 44171
Comment Period End	10/24/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: The FHWA has determined that prior notice and opportunity for comment are unnecessary under 5 USC 553(b)(3)(B), because this action, in amending the FHWA's regulation on guaranty and warranty clauses in Federal-aid highway construction contracts to permit States to include such clauses, does not impose any new obligation or requirement on the States or highway contractors.

Agency Contact: James Daves, Office of Engineering, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0355

RIN: 2125-AD61

2525. • CERTIFICATION ACCEPTANCE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 23 USC 101(e); 23 USC 117; 23 USC 315

CFR Citation: 23 CFR 640

Legal Deadline: None

Abstract: The FHWA is adopting an interim policy for certification acceptance (CA) which modifies the current FHWA policy published in the Federal Register on October 12, 1978, as amended. This interim policy streamlines and simplifies the existing procedures for CA applications to be consistent with the new program provisions in the Intermodal Surface Transportation Efficiency Act of 1991. The modifications simplify the current

regulations by eliminating unnecessary and prescriptive requirements. The new policy will allow State highway agencies (SHAs) to use the CA alternate procedures to supplement the administrative flexibility provided in the ISTEA for non-Interstate projects.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/13/95	60 FR 47480
Comments Due	12/12/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: The FHWA has determined that prior notice of this action to the public is unnecessary and contrary to the public interest because the changes being adopted in this rulemaking involve streamlining and providing more administrative flexibility in the use of the regulation.

Agency Contact: Donald J. Marttila, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-4637

RIN: 2125-AD62

2526. • NATIONAL STANDARDS FOR TRAFFIC CONTROL DEVICES; METRIC CONVERSION

Priority: Substantive, Nonsignificant

Legal Authority: 23 USC 101(a); 23 USC 104; 23 USC 105; 23 USC 109(d); 23 USC 114(a); 23 USC 135; 23 USC 217; 23 USC 307; 23 USC 315; 23 USC 402(a)

CFR Citation: 23 CFR 655; 23 CFR 1.32; 49 CFR 1.48

Legal Deadline: None

Abstract: The FHWA is, with one exception concerning speed limit equivalents, adopting two American Association of State Highway Transportation Officials' (AASHTO) publications as its policy for the design of traffic control devices for use on all roads open to public travel. The FHWA does not intend to take any implementation actions to convert sign messages to metric units until after 1996. However, it will proceed with changing sign sizes and other dimensions to metric units. The FHWA's Metric Conversion Policy provides that newly authorized Federal-aid construction contracts must be only in metric units by September 30, 1996. It is the intent of this rulemaking to

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assure the States and other FHWA partners that the metric conversions used to formulate their plans are consistent nationwide.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: The FHWA initiated a phased five year plan to convert its activities and business operations to the metric system of weights and measures as required by the Metric Conversion Act of 1975 (Pub. L. 94-168, 89 Stat. 1007), as amended by sec. 5164 of the Omnibus

Trade and Competitiveness Act of 1988 (Pub. L. 100-418, 102 Stat. 1107, 1451).

Agency Contact: Ernest Huckaby, Office of Highway Safety, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-9064

RIN: 2125-AD63

DEPARTMENT OF TRANSPORTATION (DOT)

Long-Term Actions

Federal Highway Administration (FHWA)

2527. +QUALIFICATION OF DRIVERS; DIABETES

Priority: Other Significant

CFR Citation: 49 CFR 391.41(b)(3)

Timetable:

Action	Date	FR Cite
ANPRM	11/25/87	52 FR 45204
ANPRM Comment Period End	12/28/87	52 FR 45204
ANPRM Comment Period Extended to 02/01/88	01/04/88	53 FR 42
NPRM	10/05/90	55 FR 41028
NPRM Comment Period Extended to 01/03/91	11/01/90	55 FR 46080
NPRM Comment Period End	12/04/90	
Notice of Intent to Issue Waivers: Comment Request	10/21/92	57 FR 48011
Final Action To Accept Waivers	07/29/93	58 FR 40690
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sandra L. Zywokarte
Phone: 202 366-2981

RIN: 2125-AB91

2528. +COMMERCIAL DRIVER'S LICENSE STANDARDS; BIOMETRIC IDENTIFIER

Priority: Other Significant

CFR Citation: 49 CFR 383

Timetable:

Action	Date	FR Cite
ANPRM	05/15/89	54 FR 20875
ANPRM Comment Period End	07/14/89	54 FR 20875
Information Notice Published	03/08/91	56 FR 9925
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Nathan Root
Phone: 202 366-8759

RIN: 2125-AC24

2529. +FEDERAL MOTOR CARRIER SAFETY REGULATIONS; GENERAL; PERIODIC REGISTRATION REQUIREMENTS FOR MOTOR CARRIERS

Priority: Other Significant

CFR Citation: 49 CFR 390

Timetable:

Action	Date	FR Cite
ANPRM	07/17/89	54 FR 29912
ANPRM Comment Period End	09/15/89	
NPRM	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Phillip Roke
Phone: 202 366-5884

RIN: 2125-AC28

2530. CERTIFICATION OF SIZE AND WEIGHT ENFORCEMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 23 CFR 657

Timetable:

Action	Date	FR Cite
ANPRM	12/16/93	58 FR 65830
ANPRM Comment Period Extended to 05/18/94	03/15/94	59 FR 11956

Action	Date	FR Cite
ANPRM Comment Period End	03/16/94	
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Kathy Busby
Phone: 202 366-4026

RIN: 2125-AC60

2531. +QUALIFICATION OF DRIVERS; VISION

Priority: Other Significant

CFR Citation: 49 CFR 391

Timetable:

Action	Date	FR Cite
ANPRM	02/28/92	57 FR 6793
ANPRM Comment Period End	04/28/92	
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Undetermined

Agency Contact: Sandra L. Zywokarte
Phone: 202 366-2981

RIN: 2125-AC62

2532. PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION: INTERMODAL CARGO CONTAINERS

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 393; 49 CFR 1.48

Timetable:

Action	Date	FR Cite
ANPRM	08/23/93	58 FR 44485
ANPRM Comment Period End	11/22/93	
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: None

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Long-Term Actions

Agency Contact: Peter C. Chandler
Phone: 202 366-5763

RIN: 2125-AC74

2533. +FEDERAL MOTOR CARRIER SAFETY REGULATIONS; GENERAL TRANSPORTATION OF HAZARDOUS MATERIALS

Priority: Other Significant

CFR Citation: 49 CFR 390.3; 49 CFR 397

Timetable:

Action	Date	FR Cite
NPRM	06/17/93	58 FR 33418
NPRM Comment Period End	08/16/93	
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard Singer
Phone: 202 366-4009

RIN: 2125-AC78

2534. TRANSPORTATION OF HAZARDOUS MATERIALS; ROUTING OF CLASS 7 (RADIOACTIVE) MATERIALS; PREEMPTION DETERMINATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 397; 49 CFR 1.48

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/24/92	57 FR 44129
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Pamela K. Deadrick
Phone: 202 366-2159

RIN: 2125-AD00

2535. +QUALIFICATIONS OF DRIVERS: HEARING DEFICIENCIES

Priority: Other Significant

CFR Citation: 49 CFR 391; 49 CFR 1.48

Timetable:

Action	Date	FR Cite
ANPRM	12/15/93	58 FR 65634
ANPRM Comment Period Extended to	02/04/94	59 FR 5376
	04/05/94	
ANPRM Comment Period End	02/14/94	
Next Action	Undetermined	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Sandra Zywokarte
Phone: 202 366-2987

RIN: 2125-AD22

2536. PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION; SLEEPER BERTHS ON MOTOR COACHES

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 393; 49 CFR 1.48

Timetable:

Action	Date	FR Cite
ANPRM	01/12/94	59 FR 1706
ANPRM Comment Period End	03/14/94	
Next Action	Undetermined	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Richard Singer
Phone: 202 366-2994

RIN: 2125-AD25

2537. PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION; LIGHTING DEVICES, REFLECTORS, AND ELECTRICAL EQUIPMENT

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 393

Timetable:

Action	Date	FR Cite
ANPRM	01/19/94	59 FR 2811
ANPRM Comment Period End	03/21/94	
Next Action	Undetermined	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Richard Singer
Phone: 202 366-4009

RIN: 2125-AD27

2538. MOTOR CARRIER SAFETY ASSISTANCE PROGRAM (MCSAP) ALLOCATION FORMULA

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 350

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/03/94	59 FR 5262
Interim Final Rule Effective	03/07/94	

Action Date FR Cite

Interim Final Rule 04/04/94
Comment Period End

Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Linda Taylor
Phone: 202 366-6308

RIN: 2125-AD30

2539. NATIONAL STANDARDS FOR TRAFFIC CONTROL DEVICES; TEMPORARY TRAFFIC SIGNALS

Priority: Substantive, Nonsignificant

CFR Citation: 23 CFR 655

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/04/95	60 FR 363
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Michael E. Robinson
Phone: 202 366-2193

RIN: 2125-AD45

2540. • ZERO-BASE REVIEW OF THE FEDERAL MOTOR CARRIER SAFETY REGULATIONS; TECHNICAL CORRECTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 4917; 49 USC 104; 49 USC 501 et seq; 49 USC 5101 et seq; 49 USC 5113; 49 USC 5901 et seq; 49 USC 31101; 49 USC 31102; 49 USC 31103; 49 USC 31104; 49 USC 31108; 49 USC 31131 et seq; 49 USC 31161; 49 USC 31301 et seq; 49 USC 31501 et seq

CFR Citation: 49 CFR 325; 49 CFR 350; 49 CFR 382; 49 CFR 385; 49 CFR 390; 49 CFR 391; 49 CFR 392; 49 CFR 395; 49 CFR 396; 49 CFR 397; 49 CFR 1.48

Legal Deadline: None

Abstract: The FHWA is making technical corrections to keep the Federal Motor Carrier Safety Regulations accurate and up to date. This rulemaking action is one part of the FHWA's Zero Base Regulatory Review.

Timetable:

Action	Date	FR Cite
Final Rule Effective	07/28/95	60 FR 38739
	7/28/95	
Next Action	Undetermined	

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Long-Term Actions

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Peter Chandler, Transportation Specialist, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-5763
RIN: 2125-AD55

2541. • ADVANCED CONSTRUCTION OF FEDERAL AID PROJECTS
Priority: Substantive, Nonsignificant
Legal Authority: 23 USC 101(a); 23 USC 104; 23 USC 105; 23 USC 106;

23 USC 109; 23 USC 110; 23 USC 113; 23 USC 115; 23 USC 118; 23 USC 120(e); 23 USC 121(c); 23 USC 125; 23 USC 134; 23 USC 315; 23 USC 320
CFR Citation: 23 CFR 630; 23 CFR 1.32; 49 CFR 1.48
Legal Deadline: None

Abstract: The FHWA is amending its regulation on advance construction of Federal-aid highway projects to incorporate changes made by the Dire Emergency Supplemental Appropriations Act, 1992, Pub. L. 102-302, 106 Stat. 248, and to provide more flexible funding arrangements for the States.

Timetable:

Action	Date	FR Cite
Comment Period End	07/14/95	
Interim Final Rule	07/19/95	60 FR 36991
Next Action	Undetermined	

Small Entities Affected: None
Government Levels Affected: State
Agency Contact: Max Inman, Office of Fiscal Services, Department of Transportation, Federal Highway Administration, 400 Seventh Street, Washington, DC 20590
 Phone: 202 366-2853
RIN: 2125-AD59

**DEPARTMENT OF TRANSPORTATION (DOT)
 Federal Highway Administration (FHWA)**

Completed Actions

2542. +CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING; FOREIGN-BASED MOTOR CARRIERS AND DRIVERS
Priority: Other Significant
Legal Authority: 23 USC 315; 49 USC 31136; 49 USC 3102; 49 USC 31306
CFR Citation: 49 CFR 382
Legal Deadline: Final, Statutory, October 28, 1992.

Abstract: This action extends the applicability of alcohol and controlled substances testing requirements to foreign-based drivers of motor carriers under the Omnibus Transportation Employee Testing Act of 1991. The FHWA needs information concerning foreign government laws and regulations that may conflict with the proposed rules. This action is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
ANPRM	12/15/92	57 FR 59536
ANPRM Comment Period End	02/16/93	
NPRM	02/15/94	59 FR 7528
NPRM Comment Period End	04/18/94	
Final Action	09/22/95	60 FR 49322
Final Action Effective	10/23/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 09/22/95 (60 FR 49322)

Additional Information: In the previous agenda, this RIN was listed as a completed action in error due to confusion regarding a similarly titled RIN which was published in the Federal Register under RIN 2125-AC50.

Agency Contact: David Miller, Transportation Specialist, Standards Development Division, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2981
RIN: 2125-AD11

2543. UTILITY RELOCATIONS, ADJUSTMENTS, AND REIMBURSEMENT
Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 23 USC 101; 23 USC 109; 23 USC 111; 23 USC 116; 23 USC 123; 23 USC 315

CFR Citation: 23 CFR 645, subpart A; 23 CFR 1.23; 23 CFR 1.27; 49 CFR 1.48(b)
Legal Deadline: None

Abstract: This regulation presents FHWA policies and procedures related to the use of Federal-aid highway funds for the relocation and adjustment of utility facilities, and the accommodation of utility facilities on

the right-of-way of Federal-aid and direct Federal highway projects. This final rule updates monetary limits in the existing regulation and updates program terminology to reflect revisions enacted by the Intermodal Surface Transportation Efficiency Act of 1991.

Timetable:

Action	Date	FR Cite
NPRM	05/17/94	59 FR 25579
NPRM Comment Period End	07/18/94	
Final Action	07/05/95	60 FR 34846
Final Action Effective	08/04/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 05/17/94 (59 FR 25579)
Agency Contact: C. Paul Scott, Federal-Aid Program Branch, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-4104
RIN: 2125-AD31

2544. +QUALIFICATION OF DRIVERS; EPILEPSY
Priority: Other Significant
Legal Authority: 49 USC 3102; 49 USC app 2505
CFR Citation: 49 CFR 391.41(b)(8)
Legal Deadline: None
Abstract: The FHWA considered revising the driver qualification requirements related to the epilepsy

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Completed Actions

standard found in 49 CFR Part 391.41(b)(8). The FHWA believed that a review of the standard was necessary to assess the effect advances in medical science and technology may have on the standard. This action was considered significant because of substantial public interest. Also under development was a notice seeking comments on the FHWA's intent to initiate a three-year study to permit the FHWA to collect data on the driving experience of a group of drivers who have epilepsy. This action (i.e. waiver program) was terminated in light of the recent decision of the U.S. Court of Appeals for the D.C. Circuit in *Advocates for Highway and Auto Safety v. FHWA*, No. 92-1411, August 2, 1994. In that case, the FHWA rule allowing commercial drivers with impaired vision in one eye to apply for waivers from the Federal vision standard was struck down because the Court held that the agency lacked the data necessary to support its determination that the vision waiver program "is consistent with the safe operation of commercial motor vehicles."

Timetable:

Action	Date	FR Cite
Action Terminated Due to Court Decision.	08/02/94	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Sandra Zywokarte, Health and Welfare Specialist, Department of Transportation, Federal Highway Administration
Phone: 202 366-2987

RIN: 2125-AD34

2545. QUALITY ASSURANCE PROCEDURES FOR CONSTRUCTION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 23 USC 109; 23 USC 114

CFR Citation: 23 CFR 637

Legal Deadline: None

Abstract: The FHWA has revised its regulations found at 23 CFR part 637,

which establish general requirements for quality assurance procedures for sampling and testing materials and construction in Federal-aid highway projects. The former regulations were written around the traditional approach of the State performing all of the quality assurance sampling and testing; the regulations did not address the use of contractor testing. As a result, a number of questions arose in certain States and in the FHWA's Federal Lands Highway Office, where contractors are used in quality assurance and quality control programs. After careful study of the use of contractor-performed testing, an internal FHWA committee found that contractor sampling and testing can be used in acceptance systems, provided that adequate checks and balances are in place to protect the public investment in highway projects. The revisions in this action implement the committee's recommendations, providing guidance on the use of contractor-supplied test results in acceptance plans and qualifications of laboratories and testing personnel.

Timetable:

Action	Date	FR Cite
NPRM	07/12/94	59 FR 35493
NPRM Comment Period End	09/12/94	
Final Action	06/29/95	60 FR 33712
Final Action Effective	07/31/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Michael Rafalowski, Highway Engineer, Department of Transportation, Federal Highway Administration
Phone: 202 366-1571

RIN: 2125-AD35

2546. PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION: AUTOMATIC BRAKE ADJUSTERS AND BRAKE ADJUSTMENT INDICATORS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 3102; 49 USC 31136

CFR Citation: 49 CFR 393

Legal Deadline: None

Abstract: This action requires automatic brake adjusters (ABAs) on hydraulically-braked commercial motor

vehicles (CMVs) and air-braked CMVs manufactured on or after October 20, 1993, and October 20, 1994, respectively, and air-brake adjustment indicators on air-braked CMVs with external adjustment mechanisms manufactured on or after October 20, 1994. This is needed for consistency between the Federal Motor Carrier Safety Regulations (FMCSRs) and Federal Motor Vehicle Safety Standards (FMVSSs) Nos. 105 and 121.

Timetable:

Action	Date	FR Cite
NPRM	08/03/94	59 FR 39518
NPRM Comment Period End	10/03/94	
Final Action	09/06/95	60 FR 46236
Final Action Effective	10/06/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Deborah Freund, Department of Transportation, Federal Highway Administration
Phone: 202 366-2981

RIN: 2125-AD37

2547. ACCIDENT RECORDKEEPING REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 31132; 49 USC 31133; 49 USC 31136; 49 USC 31502; 49 USC 31504

CFR Citation: 49 CFR 390

Legal Deadline: None

Abstract: This action makes technical amendments to add language to the definition of the term accident in 49 CFR 390.5 which was inadvertently omitted from a previous final rule and to indicate that the Office of Management and Budget has approved the accident recordkeeping requirements as amended by this action.

Timetable:

Action	Date	FR Cite
Final Action	08/28/95	60 FR 44439

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Peter C. Chandler, Transportation Specialist, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590

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Phone: 202 366-2981
 RIN: 2125-AD51

2548. • TRUCK SIZE AND WEIGHT; RESTRICTIONS ON LONGER COMBINATION VEHICLES AND VEHICLES WITH TWO OR MORE CARGO-CARRYING UNITS

Priority: Substantive, Nonsignificant
Legal Authority: PL 102-240, sec 1023; PL 102-240, sec 4006; 23 USC 127; 23 USC 315; 49 USC 31111; 49 USC 31112; 49 USC 31113; 49 USC 31114; 49 USC 31115

CFR Citation: 23 CFR 658

Legal Deadline: None

Abstract: This action corrects the final rule imposing a freeze on the operation of longer combination vehicles (LCVs) on the Interstate System and vehicles

with two or more cargo carrying units on the National Network (NN) published June 13, 1994. (60 FR 15212). In appendix A the NN listing for Virginia, Iowa and Kentucky are being corrected. Appendix C is being amended to correct the maximum vehicle weight in Michigan and Montana, access and route information in Oklahoma, add a new vehicle and correct a route in Oregon, and correct the offtracking formula in South Dakota. Minor corrections are also being made in other provisions in the final rule.

Timetable:

Action	Date	FR Cite
Final Action	03/22/95	60 FR 15212
Final Action Effective	03/22/95	
Final Rule, Technical Amendment	03/31/95	60 FR 16571

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This action will make technical corrections to a prior rulemaking listed under RIN 2125-AC86. Since this action merely makes corrections to two of the appendices to 23 CFR part 658 and does not add new requirements to the regulations, the FHWA has determined that an opportunity for public notice and comment is unnecessary. 5 U.S.C. 553(b)(3)(B).

Agency Contact: Tom Klimek, Team Leader -- Size and Weight Team, Department of Transportation, Federal Highway Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2212

RIN: 2125-AD53

DEPARTMENT OF TRANSPORTATION (DOT)

Prerule Stage

National Highway Traffic Safety Administration (NHTSA)

2549. REVIEW: LAMPS, REFLECTIVE DEVICES, AND ASSOCIATED EQUIPMENT

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.108

Legal Deadline: None

Abstract: Standard 108 requires passenger cars sold after October 1, 1985, to be equipped with center high-mounted stop lamps (CHMSLs). NHTSA undertook a staff evaluation of the safety effectiveness, benefits, and cost of CHMSLs. A preliminary report was published in March 1987 and an interim report in August 1989.

Timetable:

Action	Date	FR Cite
Begin Review	10/01/85	
Preliminary Evaluation Report Published	03/20/87	52 FR 9609
Interim Evaluation Report Published	08/04/89	54 FR 32153
Interim Evaluation Report Comments Reviewed and Docketed	02/21/90	
End Review	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: The evaluation report indicated that cars equipped with center high-mounted stop lamps were 17 percent less likely to be struck in the rear while braking than cars without the lamps.

Agency Contact: Charles J. Kahane, Acting Chief, Standards Evaluation Division, Office of Plans and Policy, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2560

RIN: 2127-AB76

Timetable:

Action	Date	FR Cite
Begin Review	10/00/95	
End Review	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles J. Kahane, Acting Chief, Standards Evaluation Division, Office of Plans and Policy, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2560

RIN: 2127-AF53

2550. REVIEW: ODOMETER FRAUD

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 580

Legal Deadline: None

Abstract: This review involves analysis of the incident rates and costs of odometer fraud and an assessment of state and Federal efforts to combat odometer fraud. Congress has directed the agency to conduct this review.

2551. THEFT PREVENTION—5-YEAR REPORT TO CONGRESS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 33112; 49 USC 33113(b)

CFR Citation: 49 CFR 541

Legal Deadline: Other, Statutory, October 25, 1997.

The Anti Car Theft Act of 1992 was enacted on October 25, 1992.

Abstract: The standard requires certain passenger motor vehicles have identifying numbers or symbols to be placed on major parts to reduce the incidence of motor vehicle thefts by facilitating the tracking and recovering

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Prerule Stage

of parts from stolen vehicles. Five years after enactment of the Anti Car Theft Act of 1992, the Secretary of Transportation shall submit to congress a report on the effects of the standard on motor vehicle thefts and recoveries.

Timetable:

Action	Date	FR Cite
Begin Review	10/00/95	
End Review	10/25/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles J. Kahane, Acting Chief, Standards Evaluation Division, Office of Plans and Policy, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-2560

RIN: 2127-AF55

2552. • SAFETY BELT ANCHORAGES: HARMONIZATION AND OWNER'S MANUAL REQUIREMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.210

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency proposes to harmonize requirements for seat belt assembly anchorages with the current Economic Commission of Europe regulation. Specifically, the agency is considering altering the speed at which the test load is applied and the amount of time that the test load is held at its maximum value. This action also proposed removing obsolete owner's manual requirements.

Timetable:

Action	Date	FR Cite
ANPRM	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
11/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF68

2553. • CURRENT AND FUTURE STATE OF THE ART INNOVATION FOR ACCELERATOR CONTROLS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.124

Legal Deadline: None

Abstract: The agency is requesting comments in anticipation of a complete overhaul of the standard to accommodate current, new technology, and future accelerator control strategies and systems. The agency will also seek information on the most appropriate means to proceed with this overhaul.

Timetable:

Action	Date	FR Cite
ANPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF76

2554. • SPECIFICATIONS FOR CONTENT OF ALUMINUM ALLOYS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.304

Legal Deadline: None

Abstract: The agency is requesting public comment on the desirability of modifying the material content specifications for the two aluminum

alloys listed in the standard. This modification would be consistent with the specifications of the Aluminum Association, Inc.

Timetable:

Action	Date	FR Cite
ANPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Samuel Daniel, General Engineer, Special Projects Staff, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-4921

Fax: 202 366-4329

RIN: 2127-AF79

2555. • RESCIND CONTROLS AND DISPLAYS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.101

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to rescind this standard. The agency has tentatively concluded that market forces will continue current practices.

Timetable:

Action	Date	FR Cite
ANPRM	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF86

DOT—NHTSA

Prerule Stage

2556. • RESCIND WINDSHIELD DEFROSTING AND DEFOGGING SYSTEMS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.103

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to rescind this standard. The agency has tentatively concluded that market forces will continue current practices.

Timetable:

Action	Date	FR Cite
ANPRM	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF87

2557. • RESCIND WINDSHIELD WIPING AND WASHING SYSTEMS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.104

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to rescind this standard. The agency has tentatively concluded that market forces will continue current practices.

Timetable:

Action	Date	FR Cite
ANPRM	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF88

DEPARTMENT OF TRANSPORTATION (DOT)

Proposed Rule Stage

National Highway Traffic Safety Administration (NHTSA)

2558. PROCEDURES FOR CONSIDERING ENVIRONMENTAL IMPACTS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 4321 et seq (National Environmental Policy Act-NEPA)

CFR Citation: 49 CFR 520

Legal Deadline: None

Abstract: NHTSA's regulation will be reviewed and reissued, as necessary, where it conflicts with or is duplicative of the regulations of Council on Environmental Quality (CEQ), 40 CFR parts 1500-1508, and with DOT Order 5610.1C, each of which implements the National Environmental Policy Act (NEPA), 42 USC 4321, et seq.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Paul Atelsek, Attorney Advisor, Department of Transportation, National Highway Traffic Safety Administration, 400

Seventh Street SW., Washington, DC 20590

Phone: 202 366-2992

RIN: 2127-AB79

2559. +LIGHT TRUCK AVERAGE FUEL ECONOMY STANDARDS FOR MYS AFTER 1997

Priority: Economically Significant

Legal Authority: 49 USC 32902

CFR Citation: 49 CFR 533

Legal Deadline: Final, Statutory, March 1996.

Abstract: The agency is developing a proposal for light truck average fuel economy standards for model years after 1997 and is requesting comments to assist the agency in developing the proposal. This action is considered significant because of the impact on manufacturers, the interest shown by consumers, and the potential significant effects on the automotive marketplace. The Energy Policy and Conservation Act requires NHTSA to set fuel economy standards for each model year. Standards have been established only through MY 1997.

Timetable:

Action	Date	FR Cite
ANPRM	04/06/94	59 FR 16324
ANPRM Comment	08/04/94	
Period End		
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Orron Kee, Chief, Motor Vehicle Requirements, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0846

RIN: 2127-AF16

2560. UPGRADE PERFORMANCE REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.301

Legal Deadline: None

Abstract: This action announces the agency's plan to consider upgrading the

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Proposed Rule Stage

standard by making the current crash requirements more stringent and by broadening the standard's focus to include mitigation concepts related to fuel system components and environmental and aging tests related to components. This action also requests comments on the agency's plan to explore a three-phase approach to upgrading the standard, data, methods, and strategies which may assist in the agency's regulatory decisions in defining specific requirements and test procedures for upgrading the standard.

Timetable:

Action	Date	FR Cite
Request for Comments: Comment Period End 02/12/93	12/14/92	57 FR 59041
ANPRM	04/12/95	60 FR 18566
ANPRM Comment Period End	06/12/95	
NPRM	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: This action will respond to RIN 2127-AE83.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0842
Fax: 202 366-4329

RIN: 2127-AF36

2561. DRIVING RANGE DETERMINATION FOR DUAL FUEL ELECTRIC PASSENGER AUTOMOBILES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 32901; 49 USC 32905; 49 USC 32906

CFR Citation: 49 CFR 538

Legal Deadline: None

Abstract: The agency has requested comments to assist in developing a proposal for a minimum driving range for dual-fueled electric passenger automobiles or hybrid electric vehicles.

Timetable:

Action	Date	FR Cite
Request for Comments: Comment Period End 11/21/94	09/22/94	59 FR 48589
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
10/00/95

Agency Contact: Orron Kee, Chief, Motor Vehicle Requirements Division, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0846
Fax: 202 366-4329

RIN: 2127-AF37

2562. TEST DEVICE PLACEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 30111; 49 USC 30168

CFR Citation: 49 CFR 571.216

Legal Deadline: None

Abstract: In response to petitions for rulemaking, this action is requesting comments on what changes, if any, are needed to the roof crush compliance testing. Petitions were granted.

Timetable:

Action	Date	FR Cite
Request for Comments Due	12/27/94	59 FR 66504
NPRM	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0842
Fax: 202 366-4329

RIN: 2127-AF40

2563. CONVERSION OF VEHICLES TO COMPRESSED NATURAL GAS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.303

Legal Deadline: None

Abstract: The agency is considering specifications for converting vehicles to run on compressed natural gas. These requirements would be used in lieu of crash testing, which the standard requires.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chris Flanigan, General Engineer, Special Project Staff, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4931

RIN: 2127-AF50

2564. THEFT DATA FOR CALENDAR YEAR 1994

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 33104(b)(4)

CFR Citation: 49 CFR 541

Legal Deadline: None

Abstract: This action will publish the final theft data on passenger motor vehicles that occurred in calendar year 1994. The theft data will indicate the overall vehicle theft rate in 1994. Publication of this data fulfill the agency's obligation to periodically obtain accurate and timely data and publish the information for review and comment.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barbara Gray, Chief, Motor Vehicle Theft Group, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

DOT—NHTSA

Proposed Rule Stage

Phone: 202 366-1740
 Fax: 202 366-4329
RIN: 2127-AF57

2565. • COMBINE VEHICLE IDENTIFICATION REQUIREMENTS

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.115; 49 CFR 565

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to combine Part 565 into Standard No. 115. This action will not change the requirements, but make it easier for users to find all of the requirements in one place and simplify the administration of the VIN requirements.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329

RIN: 2127-AF69

2566. • REMOVE OBSOLETE REQUIREMENTS FOR HEAD RESTRAINTS

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.202

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to delete obsolete requirements for compliance testing using dynamic measurements approach. These changes will not adversely affect safety.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329

RIN: 2127-AF70

2567. • AUTOMATIC DRAIN VALVE FOR AIR RESERVOIR TANKS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 20166

CFR Citation: 49 CFR 571.121

Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency is requesting information about devices that remove water and other contaminants from air brake systems. These devices include automatic drain valves and air dryers. If it appears from the agency's analysis of the comments that such devices are a cost-effective method of improving heavy vehicle safety, the agency will publish a notice of proposed rulemaking to require such equipment.

Timetable:

Action	Date	FR Cite
Request for Comments: Comment Period End 09/24/95	07/24/95	60 FR 37864

Action	Date	FR Cite
Correction Published NPRM	08/17/95 03/00/96	60 FR 42830

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicles Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842
 Fax: 202 366-4329

RIN: 2127-AF72

2568. • REGULATORY NEGOTIATION FOR VISUAL HEADLAMP AIMABILITY REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.108

Legal Deadline: None

Abstract: This action proposes to establish a Negotiated Rulemaking Advisory Committee under the Negotiated Rulemaking Act of 1990 and the Federal Advisory Committee Act to develop recommended specifications for altering the U.S. lower headlamp beam pattern to be more sharply defined. Such a pattern would facilitate visual aimability of headlamps and might be the basis for a world-wide lower beam pattern. The Committee would develop its recommendations through a negotiation process. The Committee would be composed of persons who represent the interests affected by the rule such as domestic and foreign manufacturers of motor vehicles, headlamps, and headlamp aimers, motor vehicle inspection facilities, consumers, and State and Federal governments.

Timetable:

Action	Date	FR Cite
Notice to Conduct a Regulatory Negotiation	06/09/95	60 FR 30506
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

DOT—NHTSA

Proposed Rule Stage

Additional Information: This action terminates RIN 2127-AF24. The agency announced the establishment of the advisory committee for regulatory negotiation and notice of the first meeting (07/14/95 (60 FR 36253)). On August 16, 1995 (60 FR 42496) the schedule of the Advisory Committee meetings was published.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
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RIN: 2127-AF73

2569. • ALTERNATIVE GEOMETRIC VISIBILITY REQUIREMENTS FOR LAMPS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571.108
Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency is proposing an alternative geometric visibility requirement for lamps installed in passenger cars. Petition was granted.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicles Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AF75

2570. • RESCISSION OF WARNING DEVICES

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing

Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.125

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to rescind the warning device standard for all motor vehicles. The agency cannot justify the existence or show the benefit to society by retaining the standard. The standard is referenced by Federal Highway Administration for Motor Carrier Use Regulations. FHWA has stated that an industry standard would be as suitable for this purpose. The Society of Automotive Engineers is updating its standard to reflect the performance stated in the federal standard. FHWA will then use the SAE standard.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicles Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AF77

2571. • ALTERNATIVE MOTORCYCLE HEADLAMP PERFORMANCE REQUIREMENTS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571.108
Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency is proposing to permit optional photometric performances for motorcycle and motor-driven cycle headlamps. Petition was granted.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AF78

2572. • RESCISSION OF NON-PNEUMATIC SPARE TIRE REQUIREMENTS

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571.129
Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to rescind the new non-pneumatic spare tires requirements for passenger cars. To the knowledge of the agency, these spare tires have not been produced, none are being planned for production in the future and, therefore the standard is not needed.

Timetable:

Action	Date	FR Cite
NPRM	09/26/95	60 FR 49541
NPRM Comment Period End	11/27/95	
Final Action	02/00/96	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 09/26/95 (60 FR 49541)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

DOT—NHTSA

Proposed Rule Stage

Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AF80

2573. • TRUCK CAMPER LOADING

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.126; 49 CFR 575

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to combine the requirements in Standard No. 126 into the Consumer Information Regulations, Part 575. This will enable the consumer to locate all truck camper loading requirements in one place.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
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RIN: 2127-AF81

2574. • POWER-OPERATED WINDOWS: ROOF PANELS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.118

Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency is considering whether to amend the test procedure

used to demonstrate compliance by adding an alternative testing specification for non-contact automatic reversal system, in order to provide a more meaningful and realistic method for evaluating the compliance of such systems which do not rely on contact to sense an obstruction. Petition was granted.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329

RIN: 2127-AF83

2575. • PHASE-IN REQUIREMENTS FOR SIDE IMPACT PROTECTION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.214

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to eliminate obsolete dates in the phase-in requirements in the standard.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of

Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842
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RIN: 2127-AF84

2576. • ENERGY-ABSORBING SUN-VISORS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.201

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to remove unenforceable requirements for energy-absorbing sun-visors. The dynamic requirements of the agency's new Upper Interior Head Protection rule, to be applicable to both passenger cars and light trucks (<=8,500 pounds) will eliminate the need for the current S3.4 Sun Visor padding requirement, which is not a performance standard.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
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RIN: 2127-AF85

2577. • SEALED BEAM HEADLAMPS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

DOT—NHTSA

Proposed Rule Stage

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.108

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to remove the sealed beam headlamp requirements in the standard. Manufacturers will no longer have to petition for rulemaking to change the specifications of sealed beam lamps.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

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RIN: 2127-AF89

2578. • RESCIND HEADLAMP CONCEALMENT DEVICES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.112

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to rescind this standard. The requirements will be simplified and incorporated in the lighting standard no. 108.

Timetable:

Action	Date	FR Cite
NPRM	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/00/96

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

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RIN: 2127-AF90

2579. • INSURER REPORTING REQUIREMENTS FOR OCTOBER 1996

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 33112

CFR Citation: 49 CFR 544

Legal Deadline: None

Abstract: The agency is proposing to update its lists of passenger motor vehicle insurers that are required to file reports on their motor vehicle theft loss experiences. Each insurer included on the agency's final list must file a report for the 1993 calendar year not later than October 25, 1996. As long as they remain listed, they must submit reports by each subsequent October 25.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barbara Gray, Chief, Motor Vehicle Theft Group, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-1740

Fax: 202 366-4329

RIN: 2127-AF92

2580. • NATIONAL MINIMUM DRINKING AGE ACT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 23 USC 158

CFR Citation: 23 CFR 1208

Legal Deadline: None

Abstract: The agency is proposing to streamline the regulation implementing the National Minimum Drinking Age Act and bring it up to date. Several provisions relate to penalties that took place in 1986 and 1987 and are no longer relevant. These provisions will be eliminated. Other provisions will be amended to clarify the meaning of the regulation.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: James Fell, Action Office Director, Office of Alcohol and State Programs, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-6979

RIN: 2127-AF95

2581. • AUTOMOTIVE FUEL ECONOMY REPORTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 32907

CFR Citation: 49 CFR 537

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to remove obsolete reporting requirements. These submission requirements include factors such as "breakover angles" for light trucks and essentially are never used by NHTSA. Revising this Part would reduce the costs to the industry of reporting to NHTSA and could be reduced without substantially affecting NHTSA's legitimate data needs.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

DOT—NHTSA

Proposed Rule Stage

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 10/00/95
Agency Contact: Orron Kee, Chief, Motor Vehicle Requirements Division, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-4936
 Fax: 202 366-4329
RIN: 2127-AG00

2582. • EXEMPTION FROM REARWARD DISPLACEMENT REQUIREMENTS

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571.204
Legal Deadline: None
Abstract: In response to the President's regulatory reinvention initiative, the agency is proposing to exempt vehicles

under 8,500 pounds gross vehicle weight rating (GVWR) from compliance with the rearward displacement requirements of FMVSS No. 204 if they comply with Standard 208 air bag requirements. Standard 208 specifies performance requirements for vehicle occupants and all passenger vehicles below 8,500 pounds GVWR will have air bags by MY 1999, passing this dynamic test should provide the necessary impact protection, in a serious impact. This exemption will save certification costs and second stage manufacturers would benefit from any change.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 10/00/95
Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AG01

2583. • WHIP RESISTANCE TEST FOR BRAKE HOSES

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571.106
Legal Deadline: None
Abstract: In response to a petition for rulemaking, the agency is considering whether to modify the whip test fixture requirement currently used when testing brake hoses. Petition was granted.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 10/00/95
Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AG02

DEPARTMENT OF TRANSPORTATION (DOT) National Highway Traffic Safety Administration (NHTSA)

Final Rule Stage

2584. +TRUCK REAR UNDERRIDE PROTECTION

Priority: Other Significant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571
Legal Deadline: None
Abstract: On January 8, 1981 (46 FR 2136), the agency published a notice of proposed rulemaking on rear underride crashes relative to small vehicles colliding with the rear of a heavy vehicle (a vehicle with a gross vehicle weight rating (GVWR) greater than 10,000 pounds). Rear underride occurs when the front of the smaller vehicle slides under ("underrides") the rear end of the larger vehicle. The

agency received over 100 comments on the proposal, some of which raised issues about possible alternatives to the proposal and about the burdens of the proposal on small businesses. The SNPRM sought to retain the safety benefits of the earlier proposal while meeting the concerns about potential small business impacts. This rulemaking is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	01/08/81	46 FR 2136
NPRM Comment Period End	04/08/81	46 FR 2136
SNPRM: Comment Period End	01/03/92	57 FR 252
	03/04/92	

Action	Date	FR Cite
SNPRM Comment Period Reopened to	04/09/92	57 FR 12289
	06/08/92	
Final Action	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation 01/03/92 (57 FR 252)
Additional Information: Docket No. 1-11. NPRM, Notice 8.
Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842

DOT—NHTSA

Final Rule Stage

Fax: 202 366-4329

RIN: 2127-AA43

2585. +FLAMMABILITY OF INTERIOR MATERIALS - SCHOOL BUSES

Priority: Other Significant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.302

Legal Deadline: None

Abstract: Advance Notice of Proposed Rulemaking requested comments regarding possible upgrade of Standard 302 to reduce the risk of fire to school bus occupants. This rulemaking is significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
ANPRM	11/04/88	53 FR 44627
ANPRM Comment Period End	01/03/89	53 FR 44627
Request for Comments: Comment Period End	02/26/91	56 FR 7826
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AA44

2586. +REDUCE HEAD INJURIES DUE TO CONTACT WITH UPPER VEHICLE INTERIOR

Priority: Economically Significant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.201; 49 CFR 571.205; 49 CFR 571.206; 49 CFR 571.214

Legal Deadline: NPRM, Statutory, January 31, 1993. Final, Statutory, February 28, 1995.

Abstract: This action requires passenger cars, trucks, buses, and

multipurpose passenger vehicles with a gross vehicle weight rating of 10,000 pounds or less, to provide protection when an occupant's head strikes upper interior components, including pillars, side rails, headers, and the roof, during a crash. This amendment adds procedures and performance requirements for a new in-vehicle component test. Insofar as this rulemaking applies to passenger cars, it is required by the NHTSA Authorization Act of 1991. This action is considered significant because of safety and cost implications.

Timetable:

Action	Date	FR Cite
ANPRM	08/19/88	53 FR 31712
ANPRM Comment Period End	10/18/88	
Notice of Intent	06/05/92	57 FR 24008
NPRM	02/08/93	58 FR 7506
NPRM Comment Period End	04/09/93	
Final Rule	08/18/95	60 FR 43031
Petitions Due	09/18/95	
Action on Petitions	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 08/18/95 (60 FR 43031)

Additional Information: This entry was formerly titled: Side-Impact Protection, Head/Neck Protection, and Occupant Ejection Mitigation. The agency published on 10/20/93 (58 FR 54099) a notice of a public hearing and reopened the comment period until 12/01/93. This title has since been revised the second time.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

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RIN: 2127-AB85

2587. +SCHOOL BUS BODY JOINT STRENGTH

Priority: Other Significant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.221

Legal Deadline: None

Abstract: This action proposed to clarify and expand procedures for testing school bus body joint strength; to revise the exemption provided for maintenance access panels on school bus bodies; and to extend the scope of the standard to include all school buses, including those of GVWR of 10,000 pounds or less. This rulemaking is significant because of substantial public and congressional interest.

Timetable:

Action	Date	FR Cite
ANPRM	06/15/87	52 FR 23314
ANPRM Comment Period End	08/03/87	52 FR 23314
Comment Period Extended to	08/12/87	52 FR 29873
10/15/87		
NPRM	03/15/91	56 FR 11142
NPRM Comment Period End	05/14/91	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/15/91 (56 FR 11142)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AC19

2588. FUEL SPILLAGE

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 552; 49 CFR 571

Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency is proposing to require vehicles equipped with a crossover line connecting dual fuel tanks to comply with requirements that would reduce the likelihood of fuel spillage. Petition was granted. Comments have been requested on the difference between the agency's proposed test procedures and requirements and those of the Society of Automotive Engineers.

DOT—NHTSA

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	05/17/94	59 FR 25590
NPRM Comment Period End	07/18/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
05/17/94 (59 FR 25590)

Additional Information: This entry was formerly titled Fuel System Integrity, Fuel Spillage.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AC62

2589. +ROLLOVER PROTECTION

Priority: Other Significant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 575

Legal Deadline: NPRM, Statutory, May 31, 1992. Final, Statutory, March 3, 1994.

NHTSA may issue either an ANPRM or NPRM.

Abstract: As part of its comprehensive efforts to address the problem of light vehicle rollover, the agency is proposing a new consumer information regulation that will require that passenger cars, and light multipurpose passenger vehicles and trucks be labeled with information about their resistance to rollover. This action is considered significant as it concerns a matter of substantial public interest.

Timetable:

Action	Date	FR Cite
ANPRM	01/03/92	57 FR 242
ANPRM Comment Period End	04/03/92	
NPRM	06/28/94	59 FR 33254
NPRM Correction	07/26/94	59 FR 38038
NPRM Comment Period Extended to 10/21/94	08/26/94	59 FR 44121
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
06/28/94 (59 FR 33254)

Additional Information: A notice of availability of a planning document for this rulemaking was published 09/29/92 (57 FR 44721).

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AC64

2590. BRAKE LINING

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.105

Legal Deadline: None

Abstract: Petitions from R. Grabowsky and American Trucking Association (ATA) requested initiation of rulemaking concerning brake linings (all vehicles and aftermarket). Mr. Grabowsky petitioned relative to stability, friction level, fade, wear, and identification of linings. ATA petitioned relative to friction level and identification of linings for heavy vehicles only. Petitions concerned both performance levels and test procedures, and were granted.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Analysis: Regulatory Evaluation
10/00/95

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

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RIN: 2127-AC66

2591. INCENTIVE GRANT CRITERIA FOR DRUNK-DRIVING-PREVENTION PROGRAMS (SECTION 410)

Priority: Substantive, Nonsignificant

Legal Authority: 23 USC 1205; 44 USC 3501

CFR Citation: 23 CFR 1313

Legal Deadline: None
NHTSA was required to publish a final rule by November 18, 1989.

Abstract: This interim final rule is to provide guidance to the States before the end of fiscal year (1994) with respect to the criterion for a supplemental grant for States that consider drivers under the age of 21 years, who operate a vehicle while having a BAC of 0.02 or greater to be driving while intoxicated. The agency requested comments on this interim final rule.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/09/94	59 FR 40470
Interim Rule Comment Period End 10/11/94	08/09/94	59 FR 40470
Reopen Comment Period End 05/23/95	03/24/95	60 FR 15479
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Analysis: Regulatory Evaluation
08/09/94 (59 FR 40470)

Additional Information: An interim final rule was published on 06/30/92 (57 FR 29003) to change Part 1313 to conform to Section 2004 of the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA). At the same time, the agency published a request for comments. On 10/06/92, PL 102-388 was signed, making technical corrections to section 410. On 04/23/93 (58 FR 21649), a final rule was published, responding to the comments received on the 06/30/92 notice.

Agency Contact: Marlene Markison, Chief, Program Support, Office of Regional Operations, Department of Transportation, National Highway Traffic Safety Administration, 400 7th St. SW., Washington, DC 20590

Phone: 202 366-0166

RIN: 2127-AD01

DOT—NHTSA

Final Rule Stage

2592. +WHEELCHAIR LIFTS

Priority: Other Significant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571

Legal Deadline: None

Abstract: This action would establish new requirements for wheelchair lifts used on motor vehicles. This is significant due to substantial public interest in transportation of the handicapped.

Timetable:

Action	Date	FR Cite
NPRM	02/26/93	58 FR 11562
NPRM Comment Period End	04/27/93	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/26/93 (58 FR 11562)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AD50

2593. ISSUANCE, AMENDMENT, AND REVOCATION OF RULES: PROCEDURAL REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 32302; 49 USC 32502; 49 USC 32705; 49 USC 32711

CFR Citation: 49 CFR 553.39

Legal Deadline: None

Abstract: The agency is proposing to amend one provision of the procedural regulations that apply to the issuance, amendment, and revocation of rules under NHTSA's statutory authority. The provision addresses the time within which affected persons may seek judicial review of a final rule if a petition for agency reconsideration of that rule has been filed.

Timetable:

Action	Date	FR Cite
NPRM	10/31/90	55 FR 45825

Action	Date	FR Cite
NPRM Correction	11/08/90	55 FR 47028
NPRM Comment Period End	12/17/90	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/31/90 (55 FR 45825)

Agency Contact: Kenneth Weinstein, Assistant Chief Counsel, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-5263

RIN: 2127-AD78

2594. DYNAMIC TESTING OF LIGHT TRUCKS AND VANS FOR SIDE IMPACT

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.214

Legal Deadline: NPRM, Statutory, May 31, 1992. Final, Statutory, August 5, 1994.

Action must be completed within 26 months of ANPRM publication.

Abstract: This action extends the dynamic testing requirements to light trucks, multipurpose passenger vehicles, and buses with a gross vehicle weight rating of 8,500 pounds or less and an unloaded vehicle weight of 5,500 pounds or less. This will require that each of these vehicles must protect its occupant in a full-scale dynamic crash test in which the vehicle is struck on either side by a moving deformable barrier simulating another vehicle.

Timetable:

Action	Date	FR Cite
ANPRM	06/05/92	57 FR 24009
ANPRM Comment Period End	08/04/92	
NPRM	06/15/94	59 FR 30756
NPRM Comment Period End	08/15/94	
Final Rule	07/28/95	60 FR 38749
Petitions Due	08/28/95	
Action on Petitions	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/28/95 (60 FR 38749)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

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RIN: 2127-AE49

2595. RADIATOR SAFETY CAP

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571

Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency has requested comments on the feasibility of and necessity for rulemaking to require the installation of thermal locking radiator caps or other devices on motor vehicles with water-cooled engines to prevent scalding injuries. Although the notice referred only to thermal locking radiator caps, comments were solicited on any device or technology designed to prevent such scalding injuries. Petition was granted.

Timetable:

Action	Date	FR Cite
Request for Comments: Comment Period End 08/09/93	06/10/93	58 FR 32503
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AE59

2596. MINIATURE AND NONFILAMENT LIGHT SOURCES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.108

DOT—NHTSA

Final Rule Stage

Legal Deadline: None

Abstract: The agency has proposed to relieve design restrictions that may inadvertently prevent the implementation of certain new-technology light sources in signal lamps.

Timetable:

Action	Date	FR Cite
NPRM	04/08/94	59 FR 16788
NPRM Comment Period End	06/07/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 04/08/94 (59 FR 16788)

Additional Information: This action answers a petition for rulemaking under RIN 2127-AF20, the issues of which have been consolidated, herein. The title of RIN 2127-AF20: Specifications for Light Emitting Diode.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0842
Fax: 202 366-4329

RIN: 2127-AE97

2597. REDEFINE REPLACEABLE BULB HEADLAMPS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 39 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.108

Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency published a request for comments in 1993. Based on comments received, this action is proposing to permit replaceable lenses on integral beam and replaceable bulb headlamps that incorporate on-board headlamp aimers, provided that such headlamps meet more rigorous environmental tests. The benefit of headlamps with replaceable lenses is that the lens or reflector could be replaced in the event of breakage of either without the present necessity to replace both components if only one is damaged. Petition was granted.

Timetable:

Action	Date	FR Cite
Request for Comments: Comment Period End	08/12/93	58 FR 42924
NPRM	11/21/94	59 FR 59975
NPRM Comment Period End	02/21/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 11/21/94 (59 FR 59975)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0842
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RIN: 2127-AF00

2598. TEST DUMMIES AND REQUIREMENTS FOR TESTING CHILD RESTRAINT SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.213

Legal Deadline: None

Abstract: This action adds a greater array of sizes and weights of test dummies for use in compliance tests and improves the safety of child restraint system by providing for evaluation of their performance in a more thorough manner.

Timetable:

Action	Date	FR Cite
NPRM	03/16/94	59 FR 12225
NPRM Comment Period End	05/16/94	
Final Rule	07/06/95	60 FR 35126
Petitions Due	08/07/95	
Action on Petitions	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/06/95 (60 FR 35126)

Additional Information: The effective date for add-on (portable) child restraint systems is January 3, 1996. The effective date for built-in systems is September 1, 1996.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0842
Fax: 202 366-4329
RIN: 2127-AF02

2599. +UNIFORM TIRE QUALITY GRADING

Priority: Other Significant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 575.104

Legal Deadline: None

Abstract: This action proposes to improve the Uniform Tire Quality Grading Standard (UTQGS) to revise treadwear testing procedures to maintain the base course wear rate of course monitoring tires at its current value. That revision should eliminate treadwear grade inflation, reduce testing expenses, and reduce the adverse environmental consequences of operating testing convoys; create a new traction grading category of "AA" in addition to the current traction grades of A, B, C to differentiate those tires with the highest traction characteristics from lower performing tires; and replace the temperature resistance grade with a rolling resistance/fuel economy grade. This change would provide a measure of a key fuel economy characteristic of tires, and responds to the President's Climate Change Action Plan. This action is considered significant because of substantial public and congressional interest.

Timetable:

Action	Date	FR Cite
ANPRM	04/25/94	59 FR 19686
ANPRM Comment Period End	06/24/94	
NPRM	05/24/95	60 FR 27472
Comment Period Extended to	07/05/95	60 FR 34961
Comment Period Extended to	08/14/95	
Comment Period Extended to	08/16/95	60 FR 42896
Comment Period Extended to	09/01/95	
Final Action	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

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Analysis: Regulatory Evaluation
05/24/95 (60 FR 27472)

Additional Information: On July 5, 1995 (60 FR 34961) a supplemental notice of proposed rulemaking was published extending the comment period and announcing a public meeting. On July 14, 1995 (60 FR 36255) a correction to the supplemental notice of proposed rulemaking and change in date of the public meeting was published. At the request of commenters at the public meeting and petitioners, the agency on August 16, 1995 (60 FR 42496) extended the comment period to September 1, 1995.

Agency Contact: Orron Kee, Chief, Motor Vehicle Requirements, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4797
Fax: 202 366-4329

RIN: 2127-AF17

2600. EQUIVALENT MEASUREMENTS FOR GASEOUS FUELS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 32901; 49 USC 32905; 49 USC 32906

CFR Citation: 49 CFR 538

Legal Deadline: None

Abstract: Under the corporate average fuel economy program, certain incentives are provided for the manufacture of alternative fuel vehicles, including dual fuel vehicles. Among other things, dual fuel passenger automobiles which meet a minimum driving range qualify for special treatment in the calculation of fuel economy. In order to implement a new statutory requirement, this notice is proposing to amend the existing regulation concerning minimum driving range.

Timetable:

Action	Date	FR Cite
NPRM	12/19/94	59 FR 65295
NPRM Comment Period End	02/17/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
12/19/94 (59 FR 65295)

Additional Information: This action is being combined with action 2127-AF38.

Agency Contact: Henrietta Spinner, Program Analyst, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4802

RIN: 2127-AF18

2601. MATERIALS USED IN TESTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.108

Legal Deadline: None

Abstract: In response to a petition for rulemaking, this action substitutes SAE J576 JUL91 for the currently incorporated J576c as the referenced standard on plastics materials, to substitute ASTM D 1003-92 for ASTM D 1003-61 in the test procedures, to allow alternative processing techniques, sample sizes and thickness tolerance to those presently specified in the lighting standard.

Timetable:

Action	Date	FR Cite
NPRM	11/02/94	59 FR 54881
NPRM Comment Period End	01/03/95	
Final Rule: Effective 3/1/96	09/05/95	60 FR 46064
Petitions Due	10/15/95	
Action on Petitions	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
09/05/95 (60 FR 46064)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0842
Fax: 202 366-4329

RIN: 2127-AF22

2602. RIGID PLASTICS IN WINDOWS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.205

Legal Deadline: None

Abstract: In response to a petition for rulemaking, this action proposes to permit the installation of a new item of motor vehicle glazing, Item 4A - Rigid Plastic for Use in Side Windows Rearward of the "C" Pillar, in hatchbacks and station wagons. The agency is seeking to provide greater flexibility for manufacturers to develop and use more aerodynamic, lighter weight glazing designs, resulting in lower fuel consumption.

Timetable:

Action	Date	FR Cite
NPRM	03/14/95	60 FR 13688
NPRM Comment Period End	05/15/95	
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
03/14/95 (60 FR 13688)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF28

2603. IMPROVED BACK DOOR LATCH

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.206

Legal Deadline: None

Abstract: This action extends the existing side door requirements to back doors of passenger cars and multipurpose passenger vehicles, including hatchbacks, station wagons, sport utility vehicles, and passenger vans. The purpose is to reduce the likelihood of occupants being ejected from vehicles in crashes and to reduce the fatalities and serious injuries resulting from such ejections.

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Timetable:

Action	Date	FR Cite
Request for Comments Due 3/28/94	01/27/94	59 FR 3924
NPRM	08/30/94	59 FR 44691
NPRM Comment Period End	10/31/94	
Final Rule: Effective 9/01/97	09/28/95	60 FR 50124
Petitions Due	10/30/95	
Action on Petitions	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 08/28/95 (60 FR 50124)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842
 Fax: 202 366-4329

RIN: 2127-AF35

2604. DRIVING RANGE FOR DUAL ENERGY AND NATURAL GAS DUAL ENERGY PASSENGER AUTOMOBILES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 32901; 49 USC 32905; 49 USC 32906

CFR Citation: 49 CFR 538

Legal Deadline: None

Abstract: Under the corporate average fuel economy program, certain incentives are provided for the manufacture of alternative fuel vehicles, including dual fuel vehicles. Among other things, dual fuel passenger automobiles which meet a minimum driving range qualify for special treatment in the calculation of fuel economy. This action is proposing to amend the existing regulation concerning minimum driving range.

Timetable:

Action	Date	FR Cite
NPRM	12/19/94	59 FR 65295
NPRM Comment Period End	02/17/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 12/19/94 (59 FR 65295)

Additional Information: This action is being combined with 2127-AF18.

Agency Contact: Orron Kee, Chief, Motor Vehicle Requirements Division, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0846
 Fax: 202 366-4329

RIN: 2127-AF38

2605. INCREASE FEMUR FLEXION MOTION OF THE HYBRID III TEST DUMMY

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 572

Legal Deadline: None

Abstract: In response to petitions for rulemaking, this action is proposing to provide a more precise characterization of the femur motion range to assure uniform flexion between right and left femurs and between dummies made by different manufacturers. Petitions were granted.

Timetable:

Action	Date	FR Cite
NPRM	06/30/95	60 FR 34213
NPRM Comment Period End	08/29/95	
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/30/95 (60 FR 34213)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842
 Fax: 202 366-4329

RIN: 2127-AF41

2606. +CERTIFICATION OF CHILD RESTRAINTS FOR USE ON AIRCRAFT

Priority: Other Significant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.213

Legal Deadline: None

Abstract: This action and a companion proposed rule issued by the Federal Aviation Administration (FAA) address the use of child harnesses and backless child restraints in aircraft. The agency proposes to permit those restraints to be certified for use in both motor vehicles and aircraft. Under the current FAA regulations, aircraft-certified child restraints may be used on aircraft. However, because testing has raised concerns about the safety of using harnesses and backless child restraint systems on the types of seats found in aircraft, FAA is publishing an action that would prohibit the use of booster seats, and vest-and harness- type child restraint systems on aircraft even if they are certified for aircraft use. This action is considered significant because of the substantial public interest in issues involving child seats on aircraft and because of special interest to another model Administration.

Timetable:

Action	Date	FR Cite
NPRM	06/09/95	60 FR 30696
NPRM Comment Period End	07/10/95	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/09/95 (60 FR 30696)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842
 Fax: 202 366-4329

RIN: 2127-AF46

2607. THEFT DATA FOR CALENDAR YEAR 1993

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 33104(b)(4)

CFR Citation: 49 CFR 541

Legal Deadline: None

Abstract: This action requests comments on preliminary data about passenger motor vehicle thefts that occurred in calendar year 1993 including theft rates for existing

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passenger motor vehicle lines manufactured in model year (my) 1993. Publication of the final data will fulfill the agency's statutory obligation to periodically obtain accurate and timely data and to publish the information for review and comment.

Timetable:

Action	Date	FR Cite
Request for Comments Due	09/12/95	60 FR 47429
	11/13/95	
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barbara Gray, Chief, Motor Vehicle Theft Group, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-1740

Fax: 202 366-4329

RIN: 2127-AF56

2608. RETROREFLECTIVE CONSPICUITY SYSTEM

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.108

Legal Deadline: None

Abstract: This action proposes that the rear of truck tractors be equipped with retroreflective sheeting similar to that required for the rear of heavy trailers. The agency tentatively concludes that the addition of such a conspicuity treatment would result in a reduction of deaths, injuries, and property costs.

Timetable:

Action	Date	FR Cite
NPRM	06/12/95	60 FR 30820
NPRM Comment Period End	09/11/95	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/12/95 (60 FR 30820)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400

Seventh Street SW., Washington, DC 20590

Phone: 202 366-1810

Fax: 202 366-4329

RIN: 2127-AF59

2609. • REPLACEABLE LIGHT SOURCE INFORMATION: TRANSFER OF

Priority: Other

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 564; 49 CFR 571.108

Legal Deadline: None

Abstract: This action proposes to amend the standard on lighting to facilitate the transfer by the agency of all dimensional and specification information on HB Type replaceable light sources for headlamps to Docket No. 93-11. This docket has been established as the information docket specified in part 564 for replaceable light source information. This action is intended to simplify the lighting standard while ensuring consistent regulatory treatment of all headlamp replaceable light sources.

Timetable:

Action	Date	FR Cite
NPRM	03/16/95	60 FR 14247
NPRM Comment Period End	05/15/95	
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/16/95 (60 FR 14247)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

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RIN: 2127-AF62

2610. • AIR BRAKE SYSTEMS; AIR COMPRESSOR CUT-IN PRESSURE

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.121

Legal Deadline: None

Abstract: In response to a petition for rulemaking, this action proposes to require the minimum air compressor cut-in pressure be an automatic activation of the air compressor whenever the pressure in the air brake system drops below 100 psi. This would ensure that new truck tractors provide trailers with sufficient air pressure for release of the trailer parking brakes and provide adequate service braking.

Timetable:

Action	Date	FR Cite
NPRM	06/13/95	60 FR 31135
NPRM Comment Period End	08/14/95	
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/13/95 (60 FR 31135)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF63

2611. • RELIEVING DESIGN RESTRICTIONS TO ACCOMMODATE NEW LIGHT SOURCES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.108; 49 CFR 564

Legal Deadline: None

Abstract: This action proposes to allow high intensity discharge (HID) light sources to be used in replaceable bulb headlamp systems, in addition to their presently-allowed use in integral beam headlamp systems. If the life of the light source approaches that of the vehicle, as is the case with HIDs, interchangeability will no longer be so important. Therefore, this action also proposes to allow a manufacturer to submit fewer items of dimensional information if it can demonstrate that

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the average rated laboratory life of its light source is not less than 2,000 hours.

Timetable:

Action	Date	FR Cite
NPRM	06/19/95	60 FR 31939
NPRM Comment Period End	08/18/95	
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/19/95 (60 FR 31939)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

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RIN: 2127-AF65

2612. • SEAT BELT EXEMPTION FOR LAW ENFORCEMENT VEHICLES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.208

Legal Deadline: None

Abstract: In response to a petition for rulemaking, this action proposes to provide greater flexibility to design safety belt systems that are better suited for restraining prisoners being transported in the rear seats of law enforcement vehicles.

Timetable:

Action	Date	FR Cite
NPRM	06/13/95	60 FR 31132
NPRM Comment Period End	08/14/95	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/13/95 (60 FR 31132)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF66

2613. • COLORFASTNESS REQUIREMENTS FOR SEATBELTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.209

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, this action proposes to delete the colorfastness requirements for seat belt assemblies. The agency tentatively concludes that the manufacturers' concerns about public acceptance are sufficient by themselves to ensure that manufacturers will make their belts colorfast.

Timetable:

Action	Date	FR Cite
NPRM	06/19/95	60 FR 31946
NPRM Comment Period End	08/18/95	
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/19/95 (60 FR 31946)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

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RIN: 2127-AF67

2614. • RESCIND STANDARD FOR UNNECESSARY DESIGN RESTRICTIONS: WHEEL NUTS, WHEEL DISCS, AND HUB CAPS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.211

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, this action is proposing to rescind this standard. The agency has tentatively concluded that this standard is unnecessarily design-restrictive. Moreover, to the extent that there are safety concerns in this area, the agency believes they are more appropriately addressed by State laws concerning vehicle use than by Federal motor vehicle safety standard.

Timetable:

Action	Date	FR Cite
NPRM	06/19/95	60 FR 31947
NPRM Comment Period End	08/03/95	
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/19/95 (60 FR 31947)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF71

2615. • RESCISSION OF REFLECTING SURFACES REQUIREMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.107

Legal Deadline: None

Abstract: In response to the President's regulatory reinvention initiative, this action proposes to rescind this standard. The agency has tentatively concluded that due to market forces and product liability concerns, the manufacturers will continue to

DOT—NHTSA

Final Rule Stage

minimize glare causing reflections from vehicle surfaces within the field of view of the driver. Eliminating the standard will remove the need to certify compliance with it. NHTSA believes that the standard can be rescinded without affecting safety.

Timetable:

Action	Date	FR Cite
NPRM	06/26/95	60 FR 32935
Comment Period Extended to 8/25/95	07/25/95	60 FR 37986
Final Action	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
06/26/95 (60 FR 32935)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0842
Fax: 202 366-4329

RIN: 2127-AF74

2616. • STATE HIGHWAY SAFETY PILOT PROGRAM

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

Legal Authority: 23 USC 402

CFR Citation: 23 CFR 1200; 23 CFR 1205

Legal Deadline: None

Abstract: The FHWA and NHTSA announce a pilot program in FY 96, under the agency's Section 402 State and Community Highway Safety Grant Program, to permit states to use simplified procedures when they apply for highway safety grants and the waiver of certain procedures for states that have elected to participate in the pilot program.

Timetable:

Action	Date	FR Cite
Notice of Waiver	09/12/95	60 FR 47418
Interim Final Rule	10/00/95	

Small Entities Affected: None

Government Levels Affected: State, Tribal

Agency Contact: John Donaldson, Senior Attorney, Office of the Chief Counsel, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-1834

RIN: 2127-AF94

2617. • +MOTOR VEHICLE CONTENT LABELING

Priority: Other Significant

Legal Authority: 49 USC 32304

CFR Citation: 49 CFR 583

Legal Deadline: None

Abstract: In response to petitions for reconsideration of a final rule published on July 21, 1994 (59 FR 39724) this action amends the Automobile Parts Content Labeling Law by reducing the burdens associated with making content calculations which will result in more accurate information. This action was considered significant due to public interest and the relationship to other Federal programs and agencies, particularly those related to international trade.

Timetable:

Action	Date	FR Cite
Final Rule: Effective	09/15/95	60 FR 47878
	10/16/95	
Petitions Due	10/16/95	
Action on Petitions	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
09/15/95 (60 FR 47878)

Agency Contact: Orron Kee, Chief, Motor Vehicle Regulations Division, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0846
Fax: 202 366-4329

RIN: 2127-AG03

DEPARTMENT OF TRANSPORTATION (DOT)

Long-Term Actions

National Highway Traffic Safety Administration (NHTSA)

2618. +CRASHWORTHINESS RATINGS

Priority: Other Significant

CFR Citation: 49 CFR 5

Timetable:

Action	Date	FR Cite
NPRM	01/22/81	46 FR 7025
Comment Period Extended to 10/22/81	04/02/81	46 FR 19947
NPRM Comment Period End	04/22/81	46 FR 7025
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Hackney

Phone: 202 366-1740
Fax: 202 366-4329

RIN: 2127-AA03

2619. +LIGHTING SIMPLIFICATION— POTENTIAL AMENDMENTS ON LONG-TERM ISSUES

Priority: Other Significant

CFR Citation: 49 CFR 571.108

Timetable:

Action	Date	FR Cite
ANPRM	10/22/85	50 FR 42735
ANPRM Comment Period: Extended to 03/06/86	01/14/86	51 FR 1542

Action	Date	FR Cite
ANPRM Comment Period End	01/21/86	
NPRM	12/29/87	52 FR 49038
NPRM Comment Period End	03/28/88	
Second SNPRM	05/09/89	54 FR 20084
Correction to Second SNPRM	05/19/89	54 FR 21727
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin
Phone: 202 366-0842
Fax: 202 366-4329

RIN: 2127-AB87

DOT—NHTSA

Long-Term Actions

2620. +FILM TRANSMITTANCE OF GLAZING MATERIALS

Priority: Other Significant

CFR Citation: 49 CFR 571.205

Timetable:

Action	Date	FR Cite
ANPRM	07/20/89	54 FR 30427
Petition for Rulemaking Granted	07/20/89	54 FR 30427
ANPRM Comment Period End	09/18/89	54 FR 30427
NPRM	01/22/92	57 FR 2496
NPRM Comment Period End	03/23/92	
NPRM Comment Period Extended to	03/25/92	57 FR 10327
NPRM Correction	04/09/92	57 FR 12286
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AC85

2621. SEATING SYSTEMS PERFORMANCE

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 571.207

Timetable:

Action	Date	FR Cite
ANPRM	10/04/89	54 FR 40896
ANPRM Comment Period End	12/04/89	54 FR 40896
Request for Comments: Comment Period End	11/23/92	57 FR 54958
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. Patricia Breslin

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AD08

2622. +REVIEW: PASSENGER CAR FRONT SEAT OCCUPANT PROTECTION (FEDERAL MOTOR VEHICLE SAFETY STANDARD NO. 208)

Priority: Other Significant

CFR Citation: 49 CFR 571.208

Timetable:

Action	Date	FR Cite
Begin Review	01/17/90	55 FR 1586
Interim Evaluation Report	07/08/92	57 FR 30293
End Review	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles J. Kahane

Phone: 202 366-2560

RIN: 2127-AD82

2623. SEAT ADJUSTMENT POSITION

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 571.210

Timetable:

Action	Date	FR Cite
NPRM	12/04/91	56 FR 63473
NPRM Correction	12/17/91	56 FR 65541
NPRM Comment Period End	02/03/92	
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AE22

2624. CERTIFICATION REQUIREMENTS OF MULTISTAGE VEHICLES

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 567; 49 CFR 568; 49 CFR 1.50

Timetable:

Action	Date	FR Cite
NPRM	12/03/91	56 FR 61392
NPRM Comment Period End	01/31/92	
NPRM Comment Period Extended to	02/03/92	57 FR 3983
	03/02/92	
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AE27

2625. +EXTEND ANTILOCK BRAKE SYSTEM TO PASSENGER CARS

Priority: Other Significant

CFR Citation: 49 CFR 571.105; 49 CFR 571.135

Timetable:

Action	Date	FR Cite
ANPRM	01/04/94	59 FR 281
ANPRM Comment Period End	03/07/94	
ANPRM Comment Period Extended to	03/08/94	59 FR 10779
	04/06/94	
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AE47

2626. CONSUMER INFORMATION REGULATION - VEHICLE STOPPING DISTANCE

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 575.101

Timetable:

Action	Date	FR Cite
NPRM	11/23/92	57 FR 54962
NPRM Comment Period End	01/07/93	
Final Rule	06/16/95	60 FR 32918
Petitions Due	07/26/95	
Action on Petitions	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Henrietta Spinner

Phone: 202 366-4797

Fax: 202 366-4329

RIN: 2127-AE61

2627. REVIEW: PASSENGER-CAR BACK SEAT OCCUPANT PROTECTION

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 571.208

Timetable:

Action	Date	FR Cite
Begin Review	07/01/93	
End Review	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles J. Kahane

DOT—NHTSA

Long-Term Actions

Phone: 202 366-2560

RIN: 2127-AE95

2628. TIRES ON NEW TRAILERS**Priority:** Substantive, Nonsignificant**CFR Citation:** 49 CFR 571.120**Timetable:**

Action	Date	FR Cite
ANPRM	06/01/95	60 FR 28561
ANPRM Comment Period End	09/29/95	
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dr. Patricia Breslin

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF05

2629. COMPRESSED NATURAL GAS (CNG) FUEL CONTAINERS**Priority:** Substantive, Nonsignificant**CFR Citation:** 49 CFR 571.303**Timetable:**

Action	Date	FR Cite
NPRM	12/29/93	58 FR 68846
NPRM Comment Period End	01/28/94	
Partial Final Rule: Effective 03/27/95	09/26/94	59 FR 49010
SNPRM Comment Period End 02/17/95	12/19/94	59 FR 65299

Next Action Undetermined

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Gary Woodford

Phone: 202 366-4931

RIN: 2127-AF14

2630. COMPRESSED NATURAL GAS (CNG)**Priority:** Substantive, Nonsignificant**CFR Citation:** 49 CFR 571.303**Timetable:**

Action	Date	FR Cite
Request for Comments: Comment Period Ends 07/05/94	05/06/94	59 FR 23662
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Chris Flanigan

Phone: 202 366-4931

Fax: 202 366-4329

RIN: 2127-AF29

2631. ELECTRIC VEHICLE SAFETY**Priority:** Substantive, Nonsignificant**CFR Citation:** 49 CFR 1.50; 49 CFR 501.8**Timetable:**

Action	Date	FR Cite
Request for Comments: Comment Period End 11/29/94	09/30/94	59 FR 49901
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Gary Woodford

Phone: 202 366-4931

Fax: 202 366-4329

RIN: 2127-AF43

2632. CYLINDER REQUIREMENTS**Priority:** Substantive, Nonsignificant**CFR Citation:** 49 CFR 571.304**Timetable:** Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Gary Woodford

Phone: 202 366-4931

Fax: 202 366-4329

RIN: 2127-AF51

2633. +REVIEW: SIDE IMPACT PROTECTION**Priority:** Other Significant**CFR Citation:** 49 CFR 571.214**Timetable:**

Action	Date	FR Cite
Begin Review	10/01/94	
End Review	12/00/99	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Charles J. Kahane

Phone: 202 366-2560

RIN: 2127-AF54

2634. • VOLUNTARILY-INSTALLED SHOULDER BELTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166**CFR Citation:** 49 CFR 571.210**Legal Deadline:** None**Abstract:** In response to a petition for rulemaking, the agency is considering whether to permit an optional test procedure for the anchorages of a voluntarily-installed shoulder belt on a motor vehicle safety belt. Currently, if a shoulder belt is voluntarily-installed, only the lap belt anchorages are subject to a performance test. Petition is pending.**Timetable:** Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Dr. Patricia Breslin,

Director, Office of Vehicle Safety

Standards, Department of

Transportation, National Highway

Traffic Safety Administration, 400

Seventh Street SW., Washington, DC

20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF91

2635. • HEAVY DUTY VEHICLE BRAKE SYSTEMS**Priority:** Substantive, Nonsignificant**Legal Authority:** 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166**CFR Citation:** 49 CFR 571.105; 49 CFR 571.121**Legal Deadline:** None**Abstract:** In response to several petitions for reconsideration of a final rule published on March 10, 1995 (60 FR 13216) the agency is considering whether to modify the requirements for medium and heavy vehicles equipped with an antilock brake system (ABS). Petitions are pending.**Timetable:** Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Dr. Patricia Breslin,

Director, Office of Vehicle Safety

Standards, Department of

Transportation, National Highway

DOT—NHTSA

Long-Term Actions

Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AF96

2636. ● AIR BRAKE SYSTEMS: STOPPING-DISTANCE PERFORMANCE

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571.121
Legal Deadline: None
Abstract: In response to several petition for reconsideration of a final rule published on March 10, 1995 (60 FR 13286) the agency is considering whether to modify the stopping distance braking performance requirements for heavy vehicles. Petitions are pending.
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AF97

2637. ● ANTILOCK WARNING SIGNALS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571.121
Legal Deadline: None
Abstract: In response to several petitions for reconsideration of a final rule published on March 10, 1995 (60 FR 13216) the agency is considering whether to modify the antilock warning lamp requirement. Petitions are pending.
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AF98

2638. ● STOPPING DISTANCE PERFORMANCE REQUIREMENTS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571.105
Legal Deadline: None
Abstract: In response to several petitions for reconsideration to a final rule published on March 10, 1995 (60 FR 13297) the agency is considering whether to modify the stopping distance requirements for trucks, buses, and multipurpose vehicles (MPVs) with a gross vehicle weight rating (GVWR) of over 10,000 pounds. Petitions are pending.
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AF99

DEPARTMENT OF TRANSPORTATION (DOT)

Completed Actions

National Highway Traffic Safety Administration (NHTSA)

2639. STANDARD 105; HYDRAULIC BRAKE

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166
CFR Citation: 49 CFR 571.105
Legal Deadline: None
Abstract: The Highway Safety Act of 1991 required the agency to publish by December 31, 1993, an ANPRM concerning potential improvements in its braking standards, such as a requirement for antilock brake systems in passenger vehicles (RIN 2127-AE47). The purpose of antilock brakes is to enhance the driver's control of the vehicle during emergency braking. Antilock brakes are currently available

on many passenger cars and most light trucks. The accident statistics for cars and light trucks were reviewed in support of the rulemaking process and because of public interest in antilock brakes.

Timetable:

Action	Date	FR Cite
Begin Review	01/01/90	
End Review	02/09/95	60 FR 7814

Small Entities Affected: None
Government Levels Affected: None
Additional Information: Preliminary evaluation report on light trucks was docketed 12/15/93. The report indicated that rear-wheel antilock brakes for light trucks significantly reduced the risk of nonfatal run-off-road crashes. Preliminary evaluation

report on passenger cars indicated that four-wheel antilock brakes significantly reduced multivehicle crashes on wet roads and fatal pedestrian crashes, but run-off-road crashes increased. The overall net effect on fatal as well as nonfatal crashes was close to zero. This was published 2/9/95 (60 FR 7814).

Agency Contact: Charles J. Kahane, Acting Chief, Standards Evaluation Division, Office of Plans and Policy, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2560

RIN: 2127-AC94

DOT—NHTSA

Completed Actions

2640. REVIEW: GLASS-PLASTIC WINDSHIELDS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.205

Legal Deadline: None

Abstract: This review addressed the costs, benefits, and operational performance of glass-plastic windshields regulated by Federal Motor Vehicle Safety Standard No. 205. NHTSA Technical Report DOT HS 808 062, published in November 1993 did not show significant injury reductions for glass-plastic windshields. Durability problems and costs of the windshields were found to be greater than has been anticipated by NHTSA. The study did not support rulemaking to mandate the currently optional type of glazing.

Timetable:

Action	Date	FR Cite
Begin Review	08/01/89	
End Review	01/30/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles J. Kahane, Acting Chief, Standards Evaluation Division, Office of Plans and Policy, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-2560

RIN: 2127-AD29

2641. RULEMAKING TO DELETE "DUE CARE" PROVISIONS FROM THE OCCUPANT CRASH PROTECTION STANDARD

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.208

Legal Deadline: None

Abstract: In 1986, NHTSA added a provision to Standard No. 208, Occupant Crash Protection, allowing vehicles that fail one or more of the injury criteria in the standard to still be considered as complying with the standard if the manufacturer could show it had exercised "due care" in the design and construction of the

vehicle. The Motor Vehicle Safety Act requires all safety standards to be expressed in "objective terms." Further, the courts have held that compliance with safety standards must be determined by objective measurements and without recourse to any subjective determinations. The inherently subjective nature of a "due care" determination precludes the use of that concept as an aspect of compliance with the safety standards. Therefore, the "due care" provisions would be proposed to be deleted from the crash protection standard. The agency is terminating this rulemaking because it does not plan to take action in this area in the immediate future.

Timetable:

Action	Date	FR Cite
Action Terminated	06/23/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: Edward Glancy, Senior Attorney Advisor, Office of the Chief Counsel, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-2992

RIN: 2127-AD54

2642. EMERGENCY EXIT REQUIREMENTS FOR NON-SCHOOL BUSES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.217

Legal Deadline: None

Abstract: This action permits non-school buses to meet either the current non-school bus requirements or the upgraded school bus requirements for the number of emergency windows and exit doors.

Timetable:

Action	Date	FR Cite
NPRM	11/02/92	57 FR 49444
NPRM Comment Period End	01/04/93	
Final Action	05/09/95	60 FR 24562
Final Action Effective	05/09/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
05/09/95 (60 FR 24562)

Additional Information: This action was answered with RIN-2127-AE62.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AE25

2643. REFEREE MATERIAL

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.106; 49 CFR 571.116

Legal Deadline: None

Abstract: In response to a petition, this action specifies a new referee material to be used in the compatibility testing of brake hoses and brake fluids. The present referee material will become commercially unavailable.

Timetable:

Action	Date	FR Cite
NPRM	10/30/92	57 FR 49162
NPRM Comment Period End	12/14/92	
Final Action	06/08/95	60 FR 30196
Final Action Effective	07/10/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
06/08/95 (60 FR 30196)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AE58

DOT—NHTSA

Completed Actions

2644. BUS WINDOW EMERGENCY EXIT

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.217

Legal Deadline: None

Abstract: In response to a rulemaking petition, this action allows windows that slide into the bus body panel to be used to meet emergency exit requirements. Also, manufacturers are allowed to install either two sliding emergency exit windows or an emergency exit door as the first means of satisfying the updated requirements for additional emergency exits on school buses.

Timetable:

Action	Date	FR Cite
NPRM	12/01/93	58 FR 63321
NPRM Correction	12/22/93	58 FR 67909
NPRM Comment Period End	01/31/94	
Final Action	05/09/95	60 FR 24562
Final Action Effective	05/09/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 05/09/95 (60 FR 24562)

Additional Information: This action was answered with RIN-2127-AE25.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AE62

2645. STANDARDIZED DISPLAY OF CERTIFICATION LABELS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 567; 49 CFR 571.115

Legal Deadline: None

Abstract: In response to a petition for rulemaking, NHTSA considered whether to amend the certification regulation to require the standardized

display of a permanent metal vehicle manufacturer's label for all motor vehicles weighing more than 4,536 kg (10,000) pounds. Comments did not show that a significant problem exists or if a problem did exist that it may be attributed to the deliberate removal of certification labels by unscrupulous operators, or the inadvertent failure to install labels by final stage manufacturers, circumstances that would not be addressed by the proposed rule. Also, metal certification labels would be more costly to prepare and install than the labels currently being used. After reviewing comments, NHTSA terminated this rulemaking.

Timetable:

Action	Date	FR Cite
NPRM	09/26/94	59 FR 49038
NPRM Comment Period End	11/25/94	
Action Terminated	06/23/95	60 FR 32647

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 09/26/94 (59 FR 49038)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AE71

2646. LATERAL PERFORMANCE REQUIREMENTS FOR FUEL SYSTEM INTEGRITY

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.301

Legal Deadline: None

Abstract: In response to a petition granted for rulemaking, the agency is considering whether to permit the certification of the lateral moving barrier crash requirement of FMVSS No. 301, Fuel System Integrity, with the side crash test conducted in compliance with FMVSS No. 214, Side Impact Protection.

Timetable:

Action	Date	FR Cite
Request for Comments: Comment Period End	12/14/92	57 FR 59041
Request for Comments: Comment Period Extended to	02/05/93	58 FR 7266
Incorporated into RIN	04/12/95	60 FR 18566 2127-AF36

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This action has been incorporated into RIN 2127-AF36.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

RIN: 2127-AE83

2647. UNIFORM GUIDELINES FOR STATE HIGHWAY SAFETY PROGRAMS

Priority: Substantive, Nonsignificant

Legal Authority: 23 USC 1205

CFR Citation: 23 CFR 1204

Legal Deadline: None

Abstract: The Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA) (Pub. L. 102-240) requires the Secretary to ensure that the uniform guidelines for State highway safety programs include each of six key areas (Speed Control, Occupant Protection, Driving While Impaired, Motorcycle Safety, School Bus Safety, and Police Traffic Services). This action adopts guidelines on three of these programs: Speed Control, Occupant Protection and Roadway Safety. This action also revises six of the existing guidelines to reflect new issues and to emphasize program methodology and approaches that have proven to be successful in these program areas. Finally, this action removes the guidelines from the Code of Federal Regulations. The guidelines, as revised, will be published in a separate document made available to the states.

DOT—NHTSA

Completed Actions

Timetable:

Action	Date	FR Cite
Request for Comments: Comment Period Ends 02/28/94	01/14/94	59 FR 2320
Final Action	07/18/95	60 FR 36641
Final Action Effective	08/17/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This is a joint action with Federal Highway Administration.

Agency Contact: Marlene Markison, Office of Regional Operations, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0166

RIN: 2127-AE90

2648. INSURER REPORTING REQUIREMENTS FOR OCTOBER 1995

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 33112

CFR Citation: 49 CFR 544

Legal Deadline: None

Abstract: This action publishes an update to its list of passenger motor vehicle insurers that are required to file reports on their motor vehicle theft loss experiences. Each insurer listed must file a report for the 1992 calendar year not later than October 25, 1995. As long as they remain on the list, they must submit reports each subsequent October 25.

Timetable:

Action	Date	FR Cite
NPRM	01/19/95	60 FR 3830
NPRM Comment Period End	03/20/95	
Final Action	06/27/95	60 FR 33145
Final Action Effective	07/27/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/27/95 (60 FR 33145)

Agency Contact: Barbara Gray, Chief, Motor Vehicle Theft Group, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-1740

Fax: 202 366-4329

RIN: 2127-AE94

2649. TEST PROCEDURES FOR TRANSMISSION AND KEY LOCKING REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.114

Legal Deadline: None

Abstract: In response to a petition for rulemaking, this action makes a temporary change in the requirement that vehicles with automatic transmissions be equipped with a transmission lock that prevents key removal unless the transmission is locked in park as a direct result of removing the key. The purpose of this requirement is to prevent rollaway crashes caused by unattended children pulling the transmission lever out of park.

Timetable:

Action	Date	FR Cite
NPRM	03/14/94	59 FR 11750
NPRM Comment Period End	05/13/94	
Final Action	06/07/95	60 FR 30006
Final Action Effective	07/07/95	
Correction Published	08/11/95	60 FR 41028

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/07/95 (60 FR 30006)

Additional Information: Due to apparent confusion concerning the scope of the requirement and the effect of that confusion on transmission designs, the requirement will be changed until September 1, 1996. Until that time, the transmission lock will only be required to prevent key removal when the transmission is fully engaged in a detent position other than park (e.g., reverse, neutral, drive). After that date, the requirements will revert to their previous form, prohibiting key removal in all positions other than park.

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AE99

2650. AIR-OVER-HYDRAULIC BRAKE SYSTEM

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.121

Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency has included a definition of air-over-hydraulic brake subsystem. Such a definition will clarify the classification and compliance requirements for this brake system.

Timetable:

Action	Date	FR Cite
NPRM	07/11/94	59 FR 35298
NPRM Comment Period End	09/09/94	
Final Action	07/18/95	60 FR 36741
Final Action Effective	08/17/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/18/95 (60 FR 36741)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF01

2651. HEAVY VEHICLE BURNISH PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.105; 49 CFR 571.121

Legal Deadline: None

Abstract: NHTSA has terminated this rulemaking. The agency has determined that it would be unnecessary to extend the period during which a manufacturer may choose between two burnish procedures since manufacturers

DOT—NHTSA

Completed Actions

have been certifying compliance to the brake standards based on the “new” more representative burnish procedure since September 1994.

Timetable:

Action	Date	FR Cite
NPRM	08/30/93	58 FR 45476
Interim Final Rule	08/30/93	58 FR 45459
NPRM Comment	09/29/93	
Period End		
Action Terminated	05/15/95	60 FR 25880

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 08/30/93 (58 FR 45459)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF13

2652. PNEUMATIC TIMING AND BALANCE FOR TRAILER BRAKE SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.121

Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency has included new requirements regarding pneumatic timing and balance for trailer brake systems. The control line pressure differential requirements will effect converter dollies and trailers designed to tow another vehicle equipped with air brakes. The agency believes this will improve the braking compatibility of such vehicles by allowing the use of a relay valve known as a spool-type low opening valve.

Timetable:

Action	Date	FR Cite
NPRM	07/13/94	59 FR 35672
NPRM Correction	08/24/94	59 FR 43528
NPRM Comment	09/12/94	
Period End		
Final Action	07/28/95	60 FR 38762
Correction Published	08/17/95	60 FR 42804
Final Action Effective	08/28/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/28/95 (60 FR 38762)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF23

2653. FRACTIONAL BALANCE HEADLAMP AIM

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.108

Legal Deadline: None

Abstract: In response to a petition for rulemaking, the agency considered whether to permit fractional-balance-type optical aiming as an acceptable method for headlamp aimability performance. The concerns stated by the petitioner will be addressed through a negotiated rulemaking process (RIN 2127-AF73). This action is terminated.

Timetable:

Action	Date	FR Cite
Action Terminated	06/09/95	60 FR 30506

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF24

2654. +MANUAL CUTOFF SWITCHES FOR AIR BAGS

Priority: Other Significant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.208

Legal Deadline: None

Abstract: This action allows manufacturers the option of installing a manual device that motorists could use to deactivate the front passenger-side air bag in vehicles in which infant restraints can be used in the front seat only. This action was considered significant because of congressional mandate that the agency require the installation of both driver and passenger air bags by the late 1990s.

Timetable:

Action	Date	FR Cite
NPRM	10/07/94	59 FR 51158
NPRM Comment	12/06/94	
Period End		
Final Action	05/23/95	60 FR 27233
Final Action Effective	06/22/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 05/23/95 (60 FR 27233)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0842

Fax: 202 366-4329

RIN: 2127-AF30

2655. ALTERNATIVE ZONAL PHOTOMETRIC REQUIREMENTS FOR CENTER HIGH-MOUNTED STOP LAMPS (CHMSL)

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 30111; 49 USC 30115; 49 USC 30162

CFR Citation: 49 CFR 571.108

Legal Deadline: None

Abstract: In response to a petition for rulemaking, this action allows the photometric conformance of rear center highmounted stop lamps to be determined by a grouping of test points. This action is consistent with the agency’s requirements for other lamps and will lessen the testing burden for manufacturers.

Timetable:

Action	Date	FR Cite
NPRM	11/25/94	59 FR 60596
Correction	01/13/95	60 FR 3304
NPRM Comment	01/24/95	
Period End		

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Completed Actions

Action	Date	FR Cite
Final Action	04/20/95	60 FR 19681
Final Action Effective	05/22/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
04/20/95 (60 FR 19681)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0842
Fax: 202 366-4329

RIN: 2127-AF45

2656. FUEL SYSTEM CONTAINERS FOR COMPRESSED NATURAL GAS VEHICLES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30155; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.304

Legal Deadline: None

Abstract: NHTSA responses to petitions for reconsideration to the final rule published September 26, 1994 (59 FR 49010) that established performance requirements applicable to compressed natural gas (CNG) fuel containers. That final rule specified burst test safety factors of up to 3.33 for use in evaluating the strength of carbon fiber containers. In an initial notice responding to the petitions published December 28, 1994 (59 FR 66773) a single, lower safety factor of 2.25 was adopted, subject to further consideration of that issue. This action reaffirms that decision and responds to other issues raised by the petitioners.

Timetable:

Action	Date	FR Cite
Final Rule Effective	12/28/94	59 FR 66773
Date	03/27/95	
Final Action	07/24/95	60 FR 37836
Final Action Effective	08/23/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
07/24/95 (60 FR 37836)

Agency Contact: Gary Woodford, Engineer, Special Projects Staff, Department of Transportation, National

Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-4931

Fax: 202 366-4329

RIN: 2127-AF47

2657. RIDING IN CARGO BED OF PICKUP TRUCKS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 575.106

Legal Deadline: None

Abstract: This action terminates rulemaking in response to a petition asking the agency to require manufacturers of pickup trucks to place some kind of warning or recommendation on the cargo beds and in the owner's manual stating the dangers of passengers riding in the cargo area of these vehicles. Pickup manufacturers have agreed to include in their owners' manuals clear and specific warnings about the dangers of riding in cargo areas of vehicles and to join with the agency, vehicle dealers, and other interested organizations in a broad-based effort to educate the public about the dangers associated with riding in the cargo area of vehicles. The agency has concluded that no regulatory action is needed at this time.

Timetable:

Action	Date	FR Cite
Action Terminated	08/02/95	60 FR 39308

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steve Kratzke, Attorney Advisor, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-5203

Fax: 202 366-4329

RIN: 2127-AF49

2658. HIGH THEFT LINES FOR MODEL YEAR 1996

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 33104

CFR Citation: 49 CFR 541

Legal Deadline: None

Abstract: This action announces the high-theft lines that are subject to the parts marking requirements of the theft prevention standard and high theft-lines that are exempted from the parts marking for model year 1996.

Timetable:

Action	Date	FR Cite
Final Action	07/14/95	60 FR 36231
Final Action Effective	07/14/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barbara Gray, Chief, Motor Vehicle Theft Group, Office of Market Incentives, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-1740

Fax: 202 366-4329

RIN: 2127-AF58

2659. CHILD BOOSTER SEATS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.213

Legal Deadline: None

Abstract: In response to a petition for reconsideration of a final rule published on July 21, 1994 (59 FR 37167), this action amends the labeling requirements for a type of belt-positioning seat known as a dual-purpose booster (a booster that can be used with either a lap or a lap/shoulder belt when used with a shield-type component to restrain the upper torso of a child seated in the booster, but only with a lap/shoulder belt when used without the shield).

Timetable:

Action	Date	FR Cite
Final Action	05/10/95	60 FR 24797
Final Action Effective	08/08/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
05/10/95 (60 FR 24797)

Additional Information: This action was inadvertently published under RIN 2127-AE61. Manufacturers may voluntarily comply with the amendments promulgated by this action on or after June 9, 1995.

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Completed Actions

Agency Contact: Dr. Patricia Breslin, Director, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329
RIN: 2127-AF61

2660. • CONSUMER INFORMATION REGULATION: FEES FOR COURSE MONITORING TIRES AND FOR USE OF TRACTION SKID PADS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30123
CFR Citation: 49 CFR 575

Legal Deadline: None

Abstract: This action amends the consumer information regulation on uniform tire quality grading by establishing fees for the purpose of treadwear course monitoring tires and for the use of the skid pads at the agency's Uniform Tire Quality Grading Test Facility in San Angelo, TX.

Timetable:

Action	Date	FR Cite
NPRM	03/24/95	60 FR 15529
NPRM Comment Period End	05/23/95	
Final Action	08/02/95	60 FR 39269
Final Action Effective	09/01/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/24/95 (60 FR 15529)

Agency Contact: Clive Van Orden, Chief, Equipment and Imports Division, Office of Vehicle Safety Compliance, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2830
RIN: 2127-AF64

2661. • BRAKE HARMONIZATION

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 322; 49 USC 30111; 49 USC 30115; 49 USC 30117; 49 USC 30166

CFR Citation: 49 CFR 571.105; 49 CFR 571.135

Legal Deadline: None

Abstract: In response to petitions for reconsideration of a final rule published on February 2, 1995 (60 FR 6411) this action is making several minor changes in the standard's test conditions and several technical corrections to the text.

Timetable:

Action	Date	FR Cite
Final Action	07/24/95	60 FR 37844
Final Action Effective	08/23/95	
Correction Published	08/28/95	60 FR 44548

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/24/95 (60 FR 37844)

Agency Contact: Dr. Patricia Breslin, Director, Office of Vehicle Safety Standards, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0842
 Fax: 202 366-4329

RIN: 2127-AF82

2662. • DRUG OFFENDER'S DRIVER'S LICENSE SUSPENSION: TECHNICAL AMENDMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 101-516; PL 102-143

CFR Citation: 23 CFR 1212

Legal Deadline: None

Abstract: This regulatory action redelegates the entire responsibility for administering the Drug Offender's Driver's license suspension process from both the National Highway Traffic Safety Administration and the Federal Highway Administration to the Federal Highway Administration alone. By this redelegation process, the agency is streamlining the certification process and eliminating the duplication of government efforts.

Timetable:

Action	Date	FR Cite
Final Action	09/28/95	60 FR 50099

Small Entities Affected: None

Government Levels Affected: State

Additional Information: A joint NHTSA/FHWA final rule published on 08/12/92 (57 FR 35989), RIN 2127-AE10, established the procedures the States must follow to notify the NHTSA and the FHWA of their intention to enact legislation or a resolution opposing legislation under this program. NHTSA was responsible for reviewing State laws and resolutions to determine compliance and FHWA is responsible for administering the penalty provisions. Because all States have laws and resolutions, the NHTSA role is completed and responsibility for administering this program is delegated to FHWA alone.

Agency Contact: Gary Butler, Highway Safety Specialist, Office of State and Community Services, Department of Transportation, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-2121

RIN: 2127-AF93

DEPARTMENT OF TRANSPORTATION (DOT)
Federal Railroad Administration (FRA)

Prerule Stage

2663. QUALIFICATION AND CERTIFICATION OF LOCOMOTIVE ENGINEERS

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 20103; 49 USC 20111 to 20113; 49 USC 20135; 49 USC 21301 to 21311; 49 USC 30301 to 30308

CFR Citation: 49 CFR 240

Legal Deadline: None

Abstract: FRA has been petitioned to reconsider several aspects of its final rule on locomotive engineer qualifications. Some technical changes requested in those petitions were warranted and the interim final rule was issued to resolve these issues. Two issues involving coverage of the rule to service vehicles need more public discussion prior to resolution. A proposed rule will be issued to afford an opportunity for public comment.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/09/93	58 FR 18982
Interim Final Rule Effective	05/10/93	
Open Meeting NPRM	10/00/95	
	08/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 04/09/93 (58 FR 18982)

Additional Information: This rulemaking will amend the final rule issued on 06/19/91 (56 FR 28228).

Agency Contact: Alan Nagler, Trial Attorney, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0631
RIN: 2130-AA74

2664. +PASSENGER EQUIPMENT STANDARDS

Priority: Other Significant

Legal Authority: 49 USC 20103; 49 USC 20133; 49 USC 20111 to 20113; 49 USC 20301 to 21311; PL 103-440, sec 215

CFR Citation: 49 CFR 238

Legal Deadline: NPRM, Statutory, November 2, 1997, Initial regulations. Final, Statutory, November 2, 1999, Final regulations.

Abstract: Pursuant to the Federal Railroad Safety Authorization Act of 1994, FRA is proposing to prescribe regulations establishing minimum passenger equipment standards for the safety of cars used by railroad carriers to transport passengers. This is considered significant due to public interest.

Timetable:

Action	Date	FR Cite
ANPRM	11/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dan Alpert, Trial Attorney, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0635

RIN: 2130-AA95

2665. +RAIL PASSENGER SERVICE: EMERGENCY PREPAREDNESS

Priority: Other Significant

Legal Authority: 49 USC 20103; 49 USC 20133; 49 USC 20111 to 20113; 49 USC 20301 to 20306; 49 USC 21301

to 21302; 49 USC 21304 to 21311; PL 103-440, sec 215

CFR Citation: 49 CFR 239

Legal Deadline: Final, Statutory, November 2, 1997. NPRM, Statutory, November 2, 1997, Initial regulations. Final, Statutory, November 2, 1999, Final regulations.

Abstract: Pursuant to the Federal Railroad Safety Authorization Act of 1994, FRA is proposing to prescribe regulations establishing minimum emergency preparedness standards for the safety of cars used by railroad carriers to transport passengers. This is considered significant due to public interest.

Timetable:

Action	Date	FR Cite
ANPRM	11/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: David H. Kasminoff, Trial Attorney, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0635

RIN: 2130-AA96

2666. • +HOURS OF SERVICE ELECTRONIC RECORDKEEPING PROJECT

Regulatory Plan: This entry is Seq. No. 93 in Part II of this issue of the Federal Register.

RIN: 2130-AB04

DEPARTMENT OF TRANSPORTATION (DOT)
Federal Railroad Administration (FRA)

Proposed Rule Stage

2667. RAILROAD ACCIDENT REPORTING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 20103; 49 USC 20111 to 20113; 49 USC 21301 to 21311

CFR Citation: 49 CFR 225

Legal Deadline: None

Abstract: This proposed action is based on comments and suggestions from the public regarding methods of improving FRA's injury and accident reporting

DOT—FRA

Proposed Rule Stage

system. This action is no longer considered significant since further evaluation indicated minimal safety implications.

Timetable:

Action	Date	FR Cite
ANPRM	03/14/90	55 FR 9469
Hearing Notice	03/14/90	55 FR 9532
ANPRM Comment	05/25/90	
Period End		
NPRM	08/15/94	59 FR 42880
Public Hearing	09/28/94	59 FR 49375
Change		
Notice of Public	11/18/94	59 FR 59744
Regulatory		
Conference		
Notice of Public	12/27/94	59 FR 66501
Regulatory		
Conference Change		
NPRM Comment	03/10/95	
Period End		
Notice of a Decision	07/03/95	60 FR 34498
to Issue a SNPRM		
SNPRM	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: Open meetings were held in Washington, D.C. 6/13/91, 8/12/91, 10/22/91, and 8/18/92. A public hearing was held in Washington DC on October 5-6, 1994, in Kansas City, MO on October 19, 1994, and in Portland, OR on November 3, 1994. Public regulatory Conference held January 30, 1995- February 3, 1995 in Washington DC.

Agency Contact: Marina C. Appleton, Trial Attorney, Office of Chief Counsel, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0628

RIN: 2130-AA58

2668. ALCOHOL/DRUG REGULATIONS; MISCELLANEOUS TECHNICAL AMENDMENTS AND CORRECTIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 20103; 49 USC 20107; 49 USC 20111 to 20113; 49 USC 20140; 49 USC 21301; 49 USC 21304; PL 103-272 (July 5, 1994)

CFR Citation: 49 CFR 219; 49 CFR 217; 49 CFR 1.49(m)

Legal Deadline: None

Abstract: The action would make technical amendments/corrections to regulations concerning the control of alcohol and drug use in railroad operations.

Timetable:

Action	Date	FR Cite
Final Corrective	08/00/96	
Action		

Small Entities Affected: Businesses

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: Final Rule suspending pre-employment alcohol testing, promulgated with all DOT modes, and published by FRA on 5/10/95. Final rule amending procedures for post-accident toxicological testing published 4/19/95, (60 FR 19538).

Agency Contact: Patricia V. Sun, Trial Attorney, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0635

RIN: 2130-AA63

2669. +WHISTLE BANS AT HIGHWAY-RAIL GRADE CROSSINGS

Priority: Other Significant

Legal Authority: 49 USC 20103; 49 USC 20153; 49 USC 20111 to 20113; 49 USC 21301 to 21311

CFR Citation: 49 CFR 234; 49 CFR 1.49(f); 49 CFR 1.49(g); 49 CFR 1.49(m)

Legal Deadline: NPRM, Statutory, November 2, 1996. Final, Statutory, November 2, 1998.

Abstract: FRA is preparing an NPRM governing the use of train whistles at grade crossings. FRA will be soliciting comments and suggestions from the public and the railroad industry regarding this action. This action is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Agency Contact: Kyle Mulhall, Trial Attorney, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0635

RIN: 2130-AA71

2670. +TRACK SAFETY STANDARDS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 20111 to 20113; 49 USC 20142; 49 USC 20301 to 20311

CFR Citation: 49 CFR 213

Legal Deadline: Final, Statutory, September 1, 1995.

Abstract: The track regulations have not been comprehensively reviewed in the past decade. This regulatory action will consist of a revision of existing track safety standards, as mandated by Congress in the Rail Safety Enforcement and Review Act (PL 102-365). With this revision FRA will also respond to a Brotherhood of Maintenance of Way petition regarding numerous changes to the existing track standards. FRA will also incorporate input from research on internal rail defects and continuous welded rail. This action is significant because of substantial public interest and safety implications.

Timetable:

Action	Date	FR Cite
ANPRM	11/16/92	57 FR 54038
Public Workshop	01/05/93	58 FR 338
Notice and		
Schedule		
Correction: Workshop	01/19/93	58 FR 4975
Notice		
Correction: Workshop	02/18/93	58 FR 8928
Notice		
ANPRM Comment	03/12/93	
Period End		
NPRM	10/30/95	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Analysis: Regulatory Evaluation

Agency Contact: Nancy Lummen Lewis, Trial Attorney, Department of Transportation, Federal Railroad

DOT—FRA

Proposed Rule Stage

Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0635
RIN: 2130-AA75

2671. LOCOMOTIVE CONSPICUITY; MINIMUM STANDARDS FOR AUXILIARY EXTERNAL LIGHTS

Priority: Substantive, Nonsignificant
Legal Authority: 49 USC 20103; 49 USC 20111 to 20113; 49 USC 20143; 49 USC 21301 to 21311

CFR Citation: 49 CFR 229

Legal Deadline:

Other, Statutory, December 31, 1992, Interim final rule.
 Final, Statutory, June 30, 1995, Final rule.

Abstract: The interim rule (IR-2), published on May 13, 1994, amends an FRA interim rule (IR-1) published on February 3, 1993, by relaxing the standards IR-1 contained concerning auxiliary external lights on locomotives. The lighting arrangements in IR-1 were deemed acceptable interim locomotive conspicuity measures. FRA encouraged the installation and use of such lighting arrangements as are now widely used and available. IR-2 contains detailed and specific performance standards regarding color, intensity, operation, mounting location and flash rate for ditch lights, crossing lights, strobe lights and oscillating lights. Lighting devices installed in conformance to the specifications in IR-1 and IR-2 will not be immediately rendered obsolete when FRA issues final standards in this area. This action is intended to increase the visibility of locomotives to motorists in order to reduce collisions between vehicles and locomotives at highway-rail grade crossings.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/03/93	58 FR 6899
Interim Final Rule Comment Period End	04/01/93	
Second Interim Final Rule Comment Period End	05/13/94	59 FR 24960
Second Interim Final Rule Correction	08/04/94	59 FR 39705
NPRM	08/28/95	60 FR 44457
NPRM Comment Period End	10/27/95	
Final Action	03/00/96	

Small Entities Affected: Businesses
Government Levels Affected: None
Analysis: Regulatory Evaluation 05/13/94 (59 FR 24960)

Agency Contact: Kyle M. Mulhall, Trial Attorney, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0635
RIN: 2130-AA80

2672. +ROADWAY WORKER PROTECTION

Priority: Other Significant

Legal Authority: 49 USC 20103; 49 USC 20111 to 20113; 49 USC 20142; 49 USC 21301 to 21311; PL 103-440, sec 208

CFR Citation: 49 CFR 214

Legal Deadline: Final, Statutory, September 1, 1995.

Abstract: This action was originally contained in our comprehensive track safety standards revision, RIN 2130-AA75. FRA is placing it in Part 214 as it is more directly related to worker safety than to track standards. The regulation is intended to establish minimum mandatory requirements to provide roadway workers with on-track safety. The rule is considered significant because of substantial public interest and safety considerations. This rulemaking represents FRA's first negotiated rulemaking.

Timetable:

Action	Date	FR Cite
ANPRM	11/16/92	57 FR 54038
ANPRM Comment Period End	05/04/93	
Negotiations Begin	01/23/95	
Negotiations End	07/28/95	
NPRM	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Analysis: Regulatory Evaluation

Additional Information: On August 17, 1994 (59 FR 42200), FRA published a notice proposing to form a negotiated rulemaking advisory committee and invited requests for representation, to be received by September 16, 1994. On January 5, 1995 (60 FR 1761), FRA published a notice of the establishment of an advisory committee and announced the first committee meeting. A schedule of further Advisory

Committee meetings was published 2/15/95 (60 FR 8619), 5/8/95 (60 FR 22542) and 8/15/95 (60 FR 42214). The Committee met on the following dates: February 16 to 17, 1995 ; March 7 to 8, 1995; March 23 to 24, 1995; April 3 to 4, 1995; April 19 to 21, 1995; May 16 to 17, 1995, and August 30-31, 1995. The Advisory Committee submitted its report to Secretary Pena and Administrator Molitoris on June 17, 1995.

Agency Contact: Cynthia Walters, Trial Attorney, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0621

RIN: 2130-AA86

2673. +ENVIRONMENTAL IMPACT AND RELATED PROCEDURES (FRA, FTA, FHWA)

Priority: Other Significant

Legal Authority: 49 USC 322; 42 USC 4332

CFR Citation: 49 CFR 267; 49 CFR 622; 23 CFR 771

Legal Deadline: None

Abstract: The Federal Transit Administration (FTA) and the Federal Highway Administration (FHWA) currently have a joint environmental regulation at 23 CFR 771, "Environmental Impact and Related Procedures," that outlines requirements for complying with the National Environmental Policy Act and related laws and regulations. The Federal Railroad Administration (FRA) has "Procedures for Considering Environmental Impacts" (45 FR 40854, June 16, 1980) which serve the same purposes. FTA and FHWA are revising their regulation to serve program needs. In order to achieve consistency in environmental analysis for surface transportation modes and to update its existing environmental procedures which were issued in 1980, the FRA will join with FTA and FHWA in developing an environmental regulation that applies to all three modal Administrations. This action is considered significant because of public, congressional, and environmental concerns and because it involves several departmental modes. The FTA RIN is 2132-AA43; the FHWA RIN is 2125-AD32.

DOT—FRA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Economic Assessment

Agency Contact: William R. Fashouer, Deputy Assistant Chief Counsel, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC. Phone: 202 366-0616

RIN: 2130-AA93

2674. STATEMENT OF POLICY REGARDING SAFETY OF RAILROAD BRIDGES

Priority: Other

Legal Authority: 49 USC 20103; 49 USC 21301 to 21311; 49 USC 20142; PL 103-44, sec 208

CFR Citation: 49 CFR 213

Legal Deadline: None

Abstract: FRA proposes to publish a policy statement containing maintenance guidelines based on certain common, basic principles that characterize effective bridge management practices. The guidelines are meant to be advisory in nature. They will not have the force of regulations under which FRA ordinarily issues violations and assesses civil penalties.

Timetable:

Action	Date	FR Cite
Statement of Interim Policy regarding the safety of rail bridges	04/27/95	60 FR 20654
Comment Period Ends	06/26/95	
Final Policy Statement	03/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Nancy L. Lewis, Trial Attorney, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590 Phone: 202 366-0621

RIN: 2130-AA99

**DEPARTMENT OF TRANSPORTATION (DOT)
Federal Railroad Administration (FRA)**

Final Rule Stage

2675. LOCAL RAIL FREIGHT ASSISTANCE TO STATES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 22101

CFR Citation: 49 CFR 266

Legal Deadline: None

Abstract: This action was to revise the procedures and requirements for the receipt of financial assistance contained in part 266. These changes were to establish deadlines for submission of project applications for those seeking Federal funding to provide local rail freight assistance and impose consequences for failure to expend approved funding. However, as the Department has not proposed a reauthorization for this program's funding, this action is being withdrawn.

Timetable:

Action	Date	FR Cite
NPRM	11/30/90	55 FR 49648
NPRM Comment Period End	12/31/90	55 FR 49648
To Be Withdrawn	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: 401 Railroads

Analysis: Regulatory Evaluation 11/30/90 (58 FR 49648)

Agency Contact: Laurence Fitzgerald, Program Analyst, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590 Phone: 202 366-1677

RIN: 2130-AA60

2676. +FREIGHT CAR SAFETY STANDARDS: MAINTENANCE-OF-WAY EQUIPMENT

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 20103; 49 USC 20111 to 20113; 49 USC 21301 to 21311

CFR Citation: 49 CFR 215

Legal Deadline: None

Abstract: The Federal Railroad Administration is proposing to amend the freight car safety standards by making all maintenance-of-way vehicles subject to the standards with the exception of stenciled cars not used in revenue service and restricted to a speed of less than 20 miles per hour. This action is considered significant because of substantial public and industry interest.

Timetable:

Action	Date	FR Cite
NPRM	03/10/94	59 FR 11238
NPRM Comment Period End	04/11/94	
NPRM Comment Period Extended to	09/28/94	59 FR 49374
	11/28/94	
NPRM Comment Period Extended to	12/29/94	59 FR 67266
	2/27/95	
Final Action	12/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Analysis: Regulatory Evaluation 03/10/94 (59 FR 11238)

Agency Contact: Billie Stultz, Deputy Assistant Chief Counsel for Safety, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590 Phone: 202 366-0628

RIN: 2130-AA68

2677. +GENERIC STANDARDS FOR CORRIDORS UP TO 160 MPH

Priority: Other Significant

Legal Authority: 49 USC 20103; 49 USC 20111 to 20113; 49 USC 21301 to 21311; 49 USC 26103; PL 103-440, sec 203(a)(2)

CFR Citation: 49 CFR 209 to 245

Legal Deadline: None

DOT—FRA

Final Rule Stage

Abstract: Consistent with the Secretary of Transportation's Strategic Plan, which highlights his vision to develop high speed rail in select corridors, and as mandated by the Swift Rail Development Act of 1994, FRA has incorporated, and intends to incorporate, high speed rail issues within the following rulemakings: Power brake (RIN 2130-AA 73); Track (RIN 2130-AA75); Passenger Equipment Standards (RIN 2130-AA95); and Rail Passenger Service: Emergency Preparedness Rules (RIN 2130-AA96). In future rulemakings, FRA will address specific safety standards within the high speed rail context. At this

time, however, FRA has concluded that there is no need to continue to retain an agenda entry for generic standards. Should FRA conclude that a comprehensive rule dealing with all aspects of high speed rail is necessary, FRA will initiate such a rulemaking. Because it no longer plans to address the subject in that way in the near future, however, FRA sees no reason to retain this entry. Accordingly, this entry will not appear again, and those interested in relevant regulatory developments in the high speed area should focus their attention on the rulemakings cited above.

Timetable:

Action	Date	FR Cite
To Be Terminated	12/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Agency Contact: Daniel Smith, Assistant Chief Counsel, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0635

RIN: 2130-AA88

DEPARTMENT OF TRANSPORTATION (DOT)

Long-Term Actions

Federal Railroad Administration (FRA)

2678. +POWER BRAKE REGULATIONS; MISCELLANEOUS REVISIONS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 49 CFR 232; 49 CFR 231; 49 CFR 229

Timetable:

Action	Date	FR Cite
ANPRM	12/31/92	57 FR 62546
ANPRM Comment Period End	03/31/93	
NPRM	09/16/94	59 FR 47676
NPRM Comment Period End	01/18/95	59 FR 52953
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Thomas Herrmann
Phone: 202 366-0628

RIN: 2130-AA73

2679. AMTRAK WASTE DISPOSAL

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joseph R. Pomponio

Phone: 202 366-0616

RIN: 2130-AA84

2680. +LOCOMOTIVE CRASHWORTHINESS AND WORKING CONDITIONS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 49 CFR 229

Timetable:

Action	Date	FR Cite
Open Meeting Notice	07/22/94	59 FR 37528
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Kyle M. Mulhall
Phone: 202 366-0628

RIN: 2130-AA89

2681. PROTECTION OF UTILITY EMPLOYEES

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 218

Timetable:

Action	Date	FR Cite
Amendment to Final Rule	03/01/95	60 FR 11047
Amendment to Final Rule Suspended	05/15/95	

Timetable:

Action	Date	FR Cite
Comment Period Reopened	05/15/95	
Next Action Undetermined		

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Kyle M. Mulhall
Phone: 202 366-0443

RIN: 2130-AA90

2682. +SELECTION AND INSTALLATION OF GRADE CROSSING WARNING SYSTEMS

Priority: Other Significant

CFR Citation: 49 CFR 234

Timetable:

Action	Date	FR Cite
NPRM	03/02/95	60 FR 11649
NPRM Comment Period End	05/16/95	
Public Hearings	06/06/95	
Public Hearings	06/07/95	
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: State, Local

Agency Contact: Mark Tessler
Phone: 202 366-0628

RIN: 2130-AA92

DOT—FRA

Long-Term Actions

2683. +RADIO COMMUNICATION-ADVANCED TRAIN CONTROL SYSTEM

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 49 CFR 220

Timetable: Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Cynthia Walters
Phone: 202 366-0621

RIN: 2130-AA94

2684. MAINTENANCE, INSPECTION, AND TESTING OF GRADE-CROSSING SIGNAL SYSTEMS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 49 CFR 234; 49 CFR 1.49(f); 49 CFR 1.49(g); 49 CFR 1.49(m)

Timetable: Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: State, Local

Agency Contact: Mark H. Tessler
Phone: 202 366-0628

RIN: 2130-AA97

2685. FRA HAZARDOUS MATERIALS PENALTY GUIDELINES

Priority: Other

CFR Citation: 49 CFR 209; 49 CFR 1.49(m); 49 CFR 1.49(s); 49 CFR 1.49(gg)

Timetable: Next Action Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Thomas A. Phemister
Phone: 202 366-0628

RIN: 2130-AB00

2686. • MISCELLANEOUS AMENDMENTS TO FEDERAL RAILROAD REGULATIONS PURSUANT TO REGULATORY REFORM

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 20103; 49 USC 20111 to 20113; 49 USC 21301 to 21311

CFR Citation: 49 CFR 212; 49 CFR 230; 49 CFR 233; 49 CFR 235; 49 CFR 251

Legal Deadline: None

Abstract: In conformity with the President's call for regulatory reform, FRA has identified several regulatory items that it intends to reinvent. FRA has concluded that five areas of its regulations should be amended or eliminated. Subpart D and the appendices of Part 212 (State Participation) will be eliminated as obsolete. Part 230 (Safety Appliances)

will be amended to allow greater flexibility in the Locomotive Inspection Waiver process. Part 233 (Signal Reporting Requirements) will be modified to afford greater filing flexibility in signal system reporting requirements. Part 235 (Discontinuance or Modification of Signal Systems) will be revamped to allow an exclusion from signal system discontinuance approval requirements. Part 251 (Loans) will be eliminated in its entirety due to the repeal of its statutory authority. In addition, FRA identified other improvements that will be made in regulatory arenas that are currently the subject of separate rulemakings, and separate agenda entries.

Timetable:

Action	Date	FR Cite
Final Action	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: Other CFR parts affected by FRA reinvention are: Part 213(See RIN 2130-AA75), Part 219 (See RIN 2130-AA63), Part 220 (See RIN 2130-AA94), Part 223 (See RIN 2130-AA89, RIN 2130-AA95), Part 225 (See RIN 2130-AA58), Part 229 (See RIN 2130-AA89), Part 232 (See RIN 2130-AA73), Part 234 (See RIN 2130-AA97), and Part 240 (See RIN 2130-AA74).

Agency Contact: Grady Cothen, Deputy Associate Administrator for Safety, Standards and Program Development, Department of Transportation, Federal Railroad Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0897

RIN: 2130-AB03

**DEPARTMENT OF TRANSPORTATION (DOT)
Federal Railroad Administration (FRA)**

Completed Actions

2687. EVENT RECORDERS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 20103; 49 USC 20137; 49 USC 20111 to 20113; 49 USC 21301 to 21311

CFR Citation: 49 CFR 218; 49 CFR 229

Legal Deadline: None

Abstract: FRA issued a final rule on July 8, 1993 (58 FR 36605). Petitions for reconsideration were filed, together

with requests for clarification and interpretation. FRA granted certain of those petitions, and a revised final rule was prepared to enhance the availability of event recorder data for post-accident review; to provide greater latitude for the location of event recorders; and to simplify the requirements for removing an event recorder from service.

Timetable:

Action	Date	FR Cite
Final Action	05/26/95	60 FR 27900
Final Action Effective	05/26/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: This new RIN replaces old RIN 2130-AA53.

DOT—FRA

Completed Actions

Agency Contact: Thomas A. Phemister, Administration, 400 Seventh Street
 Trial Attorney, Department of SW., Washington, DC 20590
 Transportation, Federal Railroad

Phone: 202 366-0628
RIN: 2130-AA87

**DEPARTMENT OF TRANSPORTATION (DOT)
 Federal Transit Administration (FTA)**

Proposed Rule Stage

2688. BUY AMERICA

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 5323(j)

CFR Citation: 49 CFR 661

Legal Deadline: Final, Statutory, May 30, 1992.

Abstract: The Intermodal Surface Transportation Efficiency Act of 1991 amended section 165(a) of the Surface Transportation Assistance Act of 1982 (now 49 USC 5323(j)) by adding "iron" to the list of products subject to "Buy America" provisions. FTA will publish a document to amend the regulation accordingly and will also delete certain provisions of the rule to streamline administration of the Buy America regulation.

Timetable:

Action	Date	FR Cite
NPRM	09/12/95	60 FR 47442
NPRM Comment Period End	11/13/95	
Final Action	01/00/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local

Additional Information: FTA recently published two notices, non-regulatory in nature, relating to FTA's Buy America regulation. First, FTA published an immediate public interest waiver exempting micro-purchases from requirements of Buy America, thus alleviating administrative burdens on FTA recipients and staff. (3/15/95, 60 FR 14174) Further, FTA published a notice of waiver from Buy America requirements for small purchases by FTA grantees and made with capital and planning assistance and for all purchases by FTA grantees made with operating assistance. It proposed to add iron to the list of products subject to the Buy America requirement. (7/24/95, 60 FR 37930) The goal of this public

interest waiver is to eliminate some of the procurement delays, "red tape," and paperwork from FTA grantees' procurement processes.

Agency Contact: Rita Daguillard, Attorney Advisor, Department of Transportation, Federal Transit Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-1936

RIN: 2132-AA42

2689. +DEPARTMENT OF TRANSPORTATION (FTA, FRA, FHWA) ENVIRONMENTAL IMPACT AND RELATED PROCEDURES

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 5304(e)

CFR Citation: 49 CFR 622; 23 CFR 771

Legal Deadline: Final, Statutory, May 18, 1992.

Abstract: The Federal Transit Administration and the Federal Highway Administration currently have a joint environmental regulation at 23 CFR 771, "Environmental Impact and Related Procedures". The agencies first issued an environmental regulation together in 1980. The joint regulation was amended in 1987 and again in 1991. Even though FTA and FHWA have joint regulations, each agency's guidance for implementing those regulations is procedurally different. This causes difficulties and inconsistencies for sponsors of transportation projects, particularly where joint FTA and FHWA funds are involved. In the ISTEA, the Congress recognized the importance of providing uniformity and consistency between FTA and FHWA environmental procedures. This is needed to accommodate the increased funding flexibility for surface transportation provided by ISTEA. Because of an

increased emphasis on intermodal planning and proposals to advance a high-speed rail program, the proposed, new joint regulations will include the Federal Railroad Administration (FRA). The proposed regulations will therefore be applied to all three modal Administrations.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local

Analysis: Regulatory Evaluation

Additional Information: Section 134(h)(4) of title 23, United States Code and section 8(h)(4) of the Federal Transit Act, as amended (now 49 USC 5304(e)), direct the Secretary of Transportation to initiate a rulemaking proceeding to conform review requirements for transit projects under the National Environmental Policy Act of 1969, to comparable requirements for highway projects. This action is considered significant because of public, congressional, and environmental concerns and because it involves several departmental modes. The corresponding FHWA RIN is 2125-AD32; for FRA, RIN 2130-AA93.

Agency Contact: Scott Biehl, Assistant Chief Counsel, Department of Transportation, Federal Transit Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-0952

RIN: 2132-AA43

2690. TRANSPORTATION FOR THE ELDERLY AND PERSONS WITH DISABILITIES

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

DOT—FTA

Proposed Rule Stage

Legal Authority: 49 USC 5301(d)
CFR Citation: 49 CFR 609
Legal Deadline: None
Abstract: The regulation sets forth requirements regarding transportation for the elderly and persons with disabilities mandated by 49 USC 5301(d), formerly section 16 of the Federal Transit Act, as amended. The regulation also sets forth accessibility standards for rapid and light rail vehicles that predate passage of the Americans with Disabilities Act of 1990

(ADA) and DOT's implementing regulations (49 CFR Parts 27,37, and 38). The Federal Transit Administration will revise part 609 to acknowledge new ADA provisions emanating from Federal transit laws.

Government Levels Affected: State, Local

Agency Contact: Richard Wong, Attorney Advisor, Legislation and Rulemaking Division, Department of Transportation, Federal Transit Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-4011

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

RIN: 2132-AA46

**DEPARTMENT OF TRANSPORTATION (DOT)
 Federal Transit Administration (FTA)**

Final Rule Stage

2691. +BUS TESTING

Priority: Other Significant

Legal Authority: 49 USC 5323(c)

CFR Citation: 49 CFR 665

Legal Deadline: None

Abstract: This regulation implements a statutory provision that requires any new bus model purchased after September 30, 1989, to be tested at a facility established by the Secretary in Altoona, PA. This regulation is significant because of the large amount of public interest.

Timetable:

Action	Date	FR Cite
NPRM	05/25/89	54 FR 22716
NPRM Comment Period End	07/24/89	
Interim Final Rule	08/23/89	54 FR 35158
Interim Final Rule: Comment Period Reopened	11/30/89	54 FR 49297
Interim Final Rule: Second	10/09/90	55 FR 41174
Interim Final Rule Extending Interim Procedures	09/13/91	56 FR 46572
Interim Final Rule New Vehicle Types	07/28/92	57 FR 33394
Interim Final Rule Partial Effectiveness Postponed	10/13/92	57 FR 46814
Interim Final Rule Comment Period Reopened to 01/29/93	01/07/93	58 FR 2989
Interim Final Rule Partial Effectiveness Postponed	02/23/93	58 FR 10989
Notice of Meeting	02/26/93	58 FR 11549

Action	Date	FR Cite
Interim Final Rule Small Vehicle Testing, Phase-in of Effective Date	11/03/93	58 FR 58732
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 07/28/92 (57 FR 33394)

Additional Information: Former section 12(h) of the FT Act, as amended (now 49 USC 5302(a)(9)), defines a "new bus model" as a bus model which has not been used in mass transportation service in the United States before the date of production of such model, or a bus model which has been used in such service, but which is being produced with a major change in configuration or components. A third interim final rule, published on 07/28/92, added two new categories of buses required to be tested. On 10/13/92 FTA published a notice postponing the application of the interim final rule for these vehicle types until 02/10/93. The FTA's fourth interim final rule, issued on 11/3/93, established four subcategories of small vehicles to facilitate the phase-in of testing. The final rule will add the two tests mandated by ISTEA, brake performance and emissions, to the seven tests currently performed at the bus testing facility. In addition, the final rule will clarify the partial testing with regard to what constitutes a "major change" on a bus that has been fully tested, but is later produced with a change in configuration or component.

Agency Contact: Richard Wong, Attorney-Advisor, Department of Transportation, Federal Transit Administration, Office of Chief Counsel, Room 9316, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-1936

RIN: 2132-AA30

2692. +STATE RESPONSIBILITY FOR FIXED-GUIDEWAY SYSTEM SAFETY

Priority: Other Significant

Legal Authority: 49 USC 5330

CFR Citation: 49 CFR 659

Legal Deadline: Final, Statutory, October 28, 1992.

Abstract: Congress directed the FTA to issue a rule requiring States to oversee the safety of rail fixed guideway systems not regulated by Federal Railroad Administration. This rulemaking would improve the safety of rail fixed-guideway systems.

Section 5330 describes the responsibilities of the State and the agency the State designates to provide oversight. The oversight agency must require each affected transit agency to create a system safety program plan, which the oversight agency must review and approve. The oversight agency must also investigate accidents and hazardous conditions. Once a hazardous condition has been discovered, the oversight agency must require the transit agency to correct or eliminate it.

If a State has not met these requirements or has not made adequate efforts to comply with them, the Secretary may withhold up to five

DOT—FTA

Final Rule Stage

percent of a fiscal year's apportionment under FTA's formula programs for urbanized areas attributable to the state or an affected urbanized area in the State. This is significant since it will require states to oversee the safety of rail fixed-guideway systems, something the Federal government has never before required.

Timetable:

Action	Date	FR Cite
Public Hearing Notice	06/11/92	57 FR 24768
ANPRM	06/25/92	57 FR 28572
ANPRM Comment	08/24/92	
Period End		
NPRM	12/09/93	58 FR 64856
NPRM Comment	02/07/94	
Period End		
Hearing Notice:	02/28/94	59 FR 9460
Comment Period		
End 3/8/94		
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: State

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation 12/09/93 (58 FR 64856)

Agency Contact: Nancy Zaczek, Attorney Advisor, Department of Transportation, Federal Transit Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4011

RIN: 2132-AA39

2693. +MANAGEMENT AND MONITORING SYSTEMS

Priority: Other Significant

Legal Authority: PL 102-240, sec 1034; 23 USC 303

CFR Citation: 49 CFR 614; 23 CFR 626; 23 CFR 500

Legal Deadline: Final, Statutory, December 18, 1992.

Abstract: The Intermodal Surface Transportation Efficiency Act mandates the FTA and FHWA to issue regulations for State development and implementation of systems for managing: (1) highway pavement of Federal-aid highways; (2) bridges on and off Federal-aid highways; (3) highway safety; (4) traffic congestion; (5) public transportation facilities and equipment; (6) intermodal transportation facilities and systems. States must be implementing each

management system in Federal fiscal year 1955 or the Secretary may withhold up to 10 percent of funds apportioned under Title 23, U.S.C., or under 49 USC chapter 53 (mass transportation), for any fiscal year beginning after September 30, 1995. The primary purpose of these systems is to improve the efficiency of, and protect the investment in, existing and future transportation infrastructure. The systems will provide additional information needed to make informed decisions for optimum utilization of limited resources. The economic impact of the regulation is expected to be minimal. This regulation is issued jointly with the Federal Highway Administration (RIN 2125-AC97). The regulation is considered significant because of substantial State and local government, public, and congressional interest. The interim final rule was effective January 3, 1994; comments were due by January 31, 1994.

Timetable:

Action	Date	FR Cite
ANPRM	06/03/92	57 FR 23460
ANPRM Comment	08/03/92	
Period End		
NPRM	03/02/93	58 FR 12096
Request for	03/24/93	58 FR 15816
Comments		
NPRM Comment	05/03/93	
Period End		
Interim Final Rule	12/01/93	58 FR 63442
Interim Final Rule	12/07/93	58 FR 64374
Correction		
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal, Federal

Analysis: Regulatory Flexibility Analysis; Regulatory Evaluation 12/01/93 (58 FR 63442)

Agency Contact: Ron Jensen-Fisher, Senior Community Planner, Department of Transportation, Federal Transit Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-0257

RIN: 2132-AA47

2694. +TEMPORARY LOCAL MATCH WAIVER FOR SECTIONS 9 AND 18

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing

Government effort. It will eliminate existing text in the CFR.

Legal Authority: PL 102-240, sec 1054; PL 102-388; PL 102-302

CFR Citation: 49 CFR 671

Legal Deadline: None

Abstract: The rulemaking was mandated by the 1992 Dire Emergency Supplemental Appropriations Act and 1993 Department of Transportation and Related Appropriations Act. The rule allowed recipients to ask for a temporary waiver in 1992 and 1993 of the local match required under sections 9 and 18 of the Federal Transit Act, as amended. An interim final rule, which announced the availability of the program and establishes the procedures for applying for that program, was employed, since this matter was extremely time-sensitive and of substantial public interest. The only remaining matter, technical in nature, is to publish a final rule.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/11/93	58 FR 42690
Interim Final Rule	09/10/93	
Effective		
Interim Final Rule	10/12/93	
Comment Period		
End		
Final Action	10/00/95	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local

Analysis: Regulatory Evaluation 08/11/93 (58 FR 42690)

Additional Information: The comment period ended on October 12, 1993, and the FTA anticipates issuing a final rule based on the interim final rule. A policy statement providing general guidance on local share issues was published on July 10, 1992 (57 FR 30880).

Agency Contact: Nancy Zaczek, Attorney Advisor, Department of Transportation, Federal Transit Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4011

RIN: 2132-AA49

DEPARTMENT OF TRANSPORTATION (DOT)

Long-Term Actions

Federal Transit Administration (FTA)

2695. +NEW STARTS CRITERIA

Priority: Other Significant

CFR Citation: 49 CFR 611

Timetable: Next Action Undetermined
Small Entities Affected: Undetermined
Government Levels Affected: Undetermined

Agency Contact: Ron Jensen-Fisher
 Phone: 202 366-0096
RIN: 2132-AA50

DEPARTMENT OF TRANSPORTATION (DOT)

Completed Actions

Federal Transit Administration (FTA)

2696. ● PREVENTION OF PROHIBITED DRUG USE IN TRANSIT OPERATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 5331

CFR Citation: 49 CFR 653

Legal Deadline: Final, Statutory, October 28, 1992.

Abstract: The Federal Transit Administration is amending its drug rule to exempt volunteers and eliminate the citation requirement in the non-fatal, post-accident testing provision applicable to non-rail vehicles. This rule will ease administrative burdens and clarify certain provisions in the existing rule.

Timetable:

Action	Date	FR Cite
NPRM	02/06/95	60 FR 7100
NPRM Comment Period End	04/07/95	
Final Action	08/02/95	60 FR 39618
Final Action Effective	09/01/95	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal

Additional Information: This rulemaking amends the existing drug rule which was published on February

15, 1994 (59 FR 7531). The previous number was RIN 2132-AA37. On March 6, 1995, FTA published a technical amendment to its anti-drug rule to clarify the existing rule at 60 FR 12296.

Agency Contact: Judy Meade, Program Manager, Department of Transportation, Federal Transit Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2896
 TDD: 202 366-2979

RIN: 2132-AA52

2697. ● PREVENTION OF ALCOHOL MISUSE IN TRANSIT OPERATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 5331

CFR Citation: 49 CFR 654

Legal Deadline: Final, Statutory, October 28, 1992.

Abstract: The Federal Transit Administration is amending its alcohol testing rules to exempt volunteers and eliminate the citation requirement in the non-fatal, post-accident testing provision applicable to non-rail vehicles. This rule will ease the administrative burdens and clarify certain provisions in the existing rule.

Timetable:

Action	Date	FR Cite
NPRM	02/06/95	60 FR 7100
Final Rule: Technical Amendments	03/06/95	60 FR 12296
NPRM Comment Period End	04/07/95	
Suspension of Pre-employment Alcohol Testing Requirement	05/10/95	60 FR 24763
Final Action	08/02/95	60 FR 39618
Final Action Effective	09/01/95	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal

Additional Information: This rulemaking amends the existing alcohol rule which was published on February 15, 1994 (59 FR 7531). The previous number was RIN 2132-AA38. On March 6, 1995, FTA published a technical amendment to its alcohol rule intended to clarify the existing rule at 60 FR 12298. Further, on May 10, 1995, the Department issued a final rule at 60 FR 24765, suspending FTA's pre-employment alcohol testing requirements.

Agency Contact: Judy Meade, Program Manager, Department of Transportation, Federal Transit Administration, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-2896
 TDD: 202 366-2979

RIN: 2132-AA53

DEPARTMENT OF TRANSPORTATION (DOT)

Proposed Rule Stage

Research and Special Programs Administration (RSPA)

2698. CONSOLIDATION OF SPECIFICATIONS FOR HIGH-PRESSURE SEAMLESS CYLINDERS AND REWRITE OF 49 CFR 173.34

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 172; 49 CFR 173; 49 CFR 178

Legal Deadline: None

Abstract: This rulemaking involves a proposal to revise the requalification requirements for cylinders and consolidate and revise the

specifications for high-pressure seamless cylinders. (Project No. 305-83).

Timetable:

Action	Date	FR Cite
NPRM	02/00/96	

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Proposed Rule Stage

Small Entities Affected: None

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Additional Information: Formerly entitled Review: Consolidation of Specifications for High-Pressure Seamless Cylinders.

Agency Contact: Gopala Vinjamuri, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4545

RIN: 2137-AA92

2699. DOT 3AL ALUMINUM CYLINDERS; SAFETY PROBLEMS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 178

Legal Deadline: None

Abstract: Certain DOT 3AL cylinders made of aluminum alloy 6351 were discovered developing cracks during service and occasionally leaks developed resulting in loss of contents. The ANPRM was to alert and inform all persons possessing these cylinders of the problems, identify those cylinders at risk, and suggest steps to minimize risks.

Timetable:

Action	Date	FR Cite
ANPRM	07/10/87	52 FR 26027
ANPRM Comment Period End	08/10/87	52 FR 26027
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation
10/00/95

Additional Information: Docket No. HM-176A

Agency Contact: Charles Hochman, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4545

RIN: 2137-AB51

2700. +RESPONSE PLANS FOR ONSHORE OIL PIPELINES

Priority: Other Significant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 194

Legal Deadline: Final, Statutory, August 18, 1992.

Abstract: This interim final rule establishes regulations requiring response plans for certain onshore oil pipelines. Those regulations are mandated by the Federal Water Pollution Control Act as amended by the Oil Pollution Act of 1990 (Pub. L. 101-380). The purpose of these requirements is to improve response capabilities and minimize the impact of onshore oil spills from pipelines.

This rule is significant because of substantial public and congressional interest.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/05/93	58 FR 244
Interim Final Rule Comment Period End	02/19/93	
Notice of Public Meeting on 6/28/94 to Discuss Issues	06/15/94	59 FR 30755
Public Meeting Comment Period End	08/01/94	
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
01/05/93 (58 FR 244)

Additional Information: Docket No. PS-130.

Agency Contact: Jim Taylor, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-8860

RIN: 2137-AC30

2701. UNDERWATER ABANDONED PIPELINE FACILITIES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192; 49 CFR 195

Legal Deadline: Final, Statutory, April 24, 1994.

Abstract: This action would result in regulations specifying procedures for operators to report on underwater pipelines abandoned prior to October 24, 1992.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation
02/00/96

Agency Contact: L.E. Herrick, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-5523

RIN: 2137-AC33

2702. AREAS UNUSUALLY SENSITIVE TO ENVIRONMENTAL DAMAGE

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 195

Legal Deadline: Final, Statutory, October 24, 1994.

Abstract: This notice would propose criteria for identifying areas unusually sensitive to environmental damage from a hazardous liquid pipeline release. The criteria are needed to carry out statutory requirements.

Timetable:

Action	Date	FR Cite
Notice of Public Meeting on 6/28/94 to Discuss Issues	06/15/94	59 FR 30755
Public Meeting and Supplemental Notice	06/22/94	59 FR 32178
Public Meeting Comment Period End	08/01/94	
Public Workshop	06/14/95	60 FR 27948
Extended comment period end	06/26/95	
Comment Period Extended to 8/25/95	07/10/95	60 FR 35549
NPRM	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Was originally Docket PS-130B "Environmentally

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Proposed Rule Stage

Sensitive Areas," for part 194. Changed to address Part 195. Another public workshop has been scheduled for October 17, 1995. Notice was published 8/29/95 (60 FR 44824).

Agency Contact: Christina Sames, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4561

RIN: 2137-AC34

2703. +INCREASED INSPECTION REQUIREMENTS

Priority: Other Significant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192; 49 CFR 195

Legal Deadline: Final, Statutory, October 24, 1995.

Abstract: This rulemaking would require gas and hazardous liquid pipelines in high-density, environmentally sensitive, or navigable waterway areas to be inspected by internal inspection devices or equivalent means. The regulations shall prescribe circumstances under which the inspection shall be conducted. This action is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 01/00/96

Additional Information: Public Workshop 10/18/96. Notice was published 8/29/95, (60 FR 44821).

Agency Contact: L. M. Furrow, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4559

RIN: 2137-AC38

2704. +EMERGENCY FLOW-RESTRICTING DEVICES

Regulatory Plan: This entry is Seq. No. 94 in Part II of this issue of the Federal Register.

RIN: 2137-AC39

2705. PERIODIC AMENDMENTS REGARDING HAZARDOUS MATERIALS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 171 to 178

Legal Deadline: None

Abstract: RSPA plans to make minor changes to its hazardous materials regulations on an on-going basis. This periodic (usually annual) rulemaking provides a mechanism to update and correct noncontroversial and technical requirements in response to petitions for rulemaking, industry complaints, technological developments and RSPA's enforcement experience.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Docket No. HM-166Y. RSPA intends to maintain this RIN for actions that it will periodically issue. After publication, it will provide CFR cites for a period of time so that it will be possible to differentiate specific actions.

Agency Contact: Joan McIntyre, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4488

RIN: 2137-AC41

2706. LABELING REQUIREMENTS FOR POISONOUS MATERIALS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 172; 49 CFR 174 to 177

Legal Deadline: None

Abstract: This action considers changes to certain labeling provisions of the Hazardous Materials Regulations to require the use of a POISON label on packages containing materials meeting the toxicity criteria for poisonous materials in Division 6.1, Packing Group III.

Timetable:

Action	Date	FR Cite
ANPRM	11/08/93	58 FR 59224

Action	Date	FR Cite
ANPRM Comment Period End	01/10/94	
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Additional Information: Docket No. HM-217.

Agency Contact: Beth Romo, Transportation Regulations Specialist, Department of Transportation, Research and Special Programs Administration, 400 Seventh St. SW., Washington, DC 20590-0001
Phone: 202 366-4488

RIN: 2137-AC47

2707. EXCESS FLOW VALVE CUSTOMER NOTIFICATION

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192

Legal Deadline: Final, Statutory, October 24, 1994.

Abstract: This action would require operators of natural gas distribution systems to notify their customers, with lines in which excess flow valves are not required by law, of the availability of excess flow valves, safety benefits of these valves, and the costs of installation.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Evaluation

Additional Information: Docket No. PS-118A

Agency Contact: M. Israni, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4571

RIN: 2137-AC55

2708. REVISION OF CYLINDER QUALIFICATION REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

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Proposed Rule Stage

CFR Citation: 49 CFR 173; 49 CFR 178

Legal Deadline: None

Abstract: This action would revise the existing cylinder periodic inspection, testing, and requalification requirements contained in the Hazardous Materials Regulations. By clarifying regulatory language, incorporating legal interpretations, and recognizing reliable industry practices that have developed over time, this action would provide guidance to the regulated public and improve the enforceability of the regulations.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: Docket HM-220

Agency Contact: Theresa Gwynn, Regulations Specialist, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4488

RIN: 2137-AC59

2709. REVISION OF EXEMPTION, APPROVAL, REGISTRATION, AND REPORTING PROCEDURES

Priority: Other

Legal Authority: 33 USC 1321; 49 USC 5101 to 5127

CFR Citation: 49 CFR 106; 49 CFR 107; 49 CFR 171

Legal Deadline: None

Abstract: This action proposes to make necessary revisions to update and clarify the rulemaking, exemption, and approval processes. In addition, this action would codify interpretations of several terms concerning hazardous materials transportation jurisdiction (e.g., "in commerce").

Timetable:

Action	Date	FR Cite
NPRM	09/13/95	60 FR 47723
NPRM Comment Period End	11/28/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Docket No. HM-207C.

Agency Contact: J. Antonielli, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-8553

RIN: 2137-AC63

2710. RETENTION OF SHIPPING PAPERS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 172; 49 CFR 174; 49 CFR 175; 49 CFR 176; 49 CFR 177

Legal Deadline: None

Abstract: This action proposes to amend the Hazardous Materials Regulations by requiring shippers and carriers to retain a copy of the hazardous material shipping paper or an electronic image of the shipping paper for a period of one year after the hazardous material is no longer in transportation.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Docket No. HM-207B.

Agency Contact: Jackie Smith, Transportation Regulation Specialist, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4488

RIN: 2137-AC64

2711. PIPELINE SAFETY USER FEES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60301

CFR Citation: 49 CFR 190

Legal Deadline: None

Abstract: This action announces proposed changes in procedures for administering user fee assessments for natural gas, liquefied natural gas, and hazardous liquid pipeline facilities, and requests comments on those changes. The proposed changes are needed to clarify definitions and procedures for fee assessment.

Timetable:

Action	Date	FR Cite
Notice of Agency Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lisa Kokoszka, Management and Program Analyst, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4554

RIN: 2137-AC65

2712. • TRANSPORTATION OF HAZARDOUS MATERIALS BY RAILROAD; MISCELLANEOUS AMENDMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 171; 49 CFR 172; 49 CFR 173; 49 CFR 174; 49 CFR 179

Legal Deadline: None

Abstract: Miscellaneous changes to rail requirements based on petitions from industry and other agencies and RSPA initiative.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Beth Romo, Transportation Regulations Specialist, Department of Transportation, Research and Special Programs Administration, 400 7th Street SW., Washington, DC 20590-0001
Phone: 202 366-8553

RIN: 2137-AC66

2713. • APPLICABILITY OF THE HAZARDOUS MATERIALS REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 106 to 107; 49 CFR 171 to 180

Legal Deadline: None

Abstract: This rulemaking proposes clarification of the applicability of the Hazardous Materials Regulations, 49 CFR Parts 171-180, thereby clarifying

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Proposed Rule Stage

the relationship among Federal, State, and local tribal agencies in the regulation of hazardous materials transportation.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Additional Information: Docket No. HM-207F.

Agency Contact: Nancy Machado, Attorney, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street, SW., Room 8405, Washington, DC 20590
Phone: 202 366-4400
Fax: 366-7041

RIN: 2137-AC68

2714. • ELIMINATION OF UNNECESSARY, OBSOLETE, AND DUPLICATIVE REQUIREMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 106 to 107; 49 CFR 171 to 180

Legal Deadline: None

Abstract: This rulemaking responds to the President's directive to all heads of departments and agencies to review and eliminate all unnecessary, obsolete and duplicative regulations. The regulations identified in this action are being proposed to be deleted because they meet the criteria established by the President.

Timetable:

Action	Date	FR Cite
NPRM	10/13/95	60 FR 53321
NPRM Comment Period End	12/18/95	
Final Action	06/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: J. Gale, Department of Transportation, Research and Special Programs Administration, 400 7th Street SW., Washington, DC 20590
Phone: 202 366-4488

RIN: 2137-AC69

2715. • TICKETING PROGRAM FOR HAZARDOUS MATERIALS VIOLATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 106 to 107; 49 CFR 171 to 180

Legal Deadline: None

Abstract: This rulemaking proposes establishment of a ticketing program for hazardous materials violations which would result in imposition of reduced penalties for those violations which have less effect on safety than others for which civil penalty proceedings are initiated.

Timetable:

Action	Date	FR Cite
NPRM	08/21/95	60 FR 43430
NPRM Comment Period End	10/20/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Edward H. Bonekemper, III, Assistant Chief Counsel for Hazardous, Materials Safety, Department of Transportation, Research and Special Programs Administration, 400 7th Street SW., Washington, DC 20590
Phone: 202 366-4400

RIN: 2137-AC70

DEPARTMENT OF TRANSPORTATION (DOT)

Final Rule Stage

Research and Special Programs Administration (RSPA)

2716. +HAZARDOUS MATERIALS IN INTRASTATE COMMERCE

Regulatory Plan: This entry is Seq. No. 95 in Part II of this issue of the Federal Register.

RIN: 2137-AB37

would be given to operators of small gas systems to alleviate the burden of compliance. This rulemaking is considered significant because of substantial State and congressional interest.

Government Levels Affected: None

Analysis: Regulatory Evaluation 08/03/94 (59 FR 39506)

Additional Information: Docket No. PS-94. Formerly entitled: Pipeline Operator Qualifications. The proposals regarding certification of personnel and emergency response in "Proposals for Pipeline Safety," RIN 2137-AB27, have been consolidated into this rulemaking.

2717. +QUALIFICATION OF PIPELINE PERSONNEL

Priority: Other Significant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192; 49 CFR 195

Legal Deadline: None

Abstract: Training and qualification standards have been proposed for personnel involved in the operation and maintenance of gas and hazardous liquid pipelines. Special consideration

Timetable:

Action	Date	FR Cite
ANPRM	03/23/87	52 FR 9189
ANPRM Comment Period End	05/07/87	52 FR 9189
NPRM	08/03/94	59 FR 39506
NPRM Comment Period Extended to 10/31/94	09/07/94	59 FR 46219
Public Meeting Notice	09/07/94	59 FR 46219
NPRM Comment Period End	10/03/94	
Final Action	11/00/95	

Small Entities Affected: None

Agency Contact: A. Garnett, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-2036

RIN: 2137-AB38

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Final Rule Stage

2718. +MAPS AND RECORDS OF PIPELINE LOCATION AND CHARACTERISTICS; NOTIFICATION OF STATE AGENCIES; PIPE INVENTORY

Priority: Other Significant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192; 49 CFR 195

Legal Deadline: Final, Statutory, November 1, 1989.
Deadline pertains to pipe inventory and State agency information.

Abstract: Maintenance of appropriate information about pipelines is essential for emergency response, compliance with safety standards, and other purposes. This action proposes to equalize as far as possible the requirements that gas and liquid operators keep maps and records to show the location and other characteristics of pipelines. Operators would also be required to keep an inventory of pipe and annually report mileage and other facts. In addition, operators would be required to provide certain information to State agencies upon request. This is a significant action because of congressional and State concerns about the need for appropriate public officials to have pipeline information.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Agency Contact: L.M. Furrow, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4559

RIN: 2137-AB48

2719. DETERMINING THE EXTENT OF CORROSION ON EXPOSED GAS PIPELINES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192

Legal Deadline: None

Abstract: Corrosion is a major cause of gas and hazardous liquid pipeline

accidents. A safety standard applicable to liquid pipelines requires operators to examine exposed pipe for evidence of external corrosion and, if harmful corrosion is found, to investigate further to determine the extent of the corrosion. As part of a continuing policy to adopt similar requirements for gas and liquid pipelines where appropriate for safety, this action proposes that exposed gas pipelines with evidence of harmful corrosion be investigated to determine the extent of the corrosion.

Timetable:

Action	Date	FR Cite
NPRM	06/27/89	54 FR 27041
NPRM Comment Period End	09/25/89	54 FR 27041
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
06/27/89 (54 FR 27041)

Additional Information: Docket No. PS-107. National Transportation Safety Board Recommendation P.87-3 provides a basis for this action.

Agency Contact: C. Sames, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4561

RIN: 2137-AB50

2720. TRANSPORTATION OF HYDROGEN SULFIDE BY PIPELINE

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192

Legal Deadline: None

Abstract: In a few reported instances, excessive amounts of hydrogen sulfide were introduced into natural gas pipelines. High concentrations of hydrogen sulfide are very detrimental to steel pipelines and extremely toxic. This action examined the need to establish a maximum allowable concentration and other control measures. Based upon public comments and the views of its gas pipeline advisory committee, RSPA has decided that the proposed rule should be reevaluated.

Timetable:

Action	Date	FR Cite
ANPRM	06/07/89	54 FR 24361
ANPRM Comment Period End	09/05/89	54 FR 24361
NPRM	03/18/91	56 FR 11490
NPRM Comment Period End	06/17/91	
To Be Withdrawn	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
03/18/91 (56 FR 11490)

Additional Information: Docket No. PS-106. As a result of public comments, this action will be withdrawn. Some of the proposals in this action will be included in a later rulemaking.

Agency Contact: M. Israni, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4571

RIN: 2137-AB63

2721. PASSAGE OF INTERNAL INSPECTION DEVICES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192; 49 CFR 195

Legal Deadline: None

Abstract: This rulemaking established minimum Federal safety standards requiring that new and replacement gas transmission and hazardous liquid pipelines be designed to accommodate the passage of internal inspection devices. This rulemaking is mandated by PL 100-561. In response to petitions for reconsideration of the final rule, an NPRM was issued.

Timetable:

Action	Date	FR Cite
NPRM	11/20/92	57 FR 54745
NPRM Comment Period End	01/19/93	57 FR 54745
Final Rule	04/12/94	59 FR 17275
NPRM	09/30/94	59 FR 49896
NPRM Correction	10/19/94	59 FR 52863
NPRM Comment Period End	10/31/94	
Final Rule Effective Date	05/12/95	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

DOT—RSPA

Final Rule Stage

Analysis: Regulatory Evaluation
04/12/94 (59 FR 17275)

Additional Information: Docket No. PS-126. The integrity testing proposal in "Proposals for Pipeline Safety," RIN 2137-AB27, was consolidated, in part, in this rulemaking.

Agency Contact: A. Garnett, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-2036

RIN: 2137-AB71

2722. +IMPROVEMENTS TO HAZARDOUS MATERIALS IDENTIFICATION SYSTEMS

Priority: Other Significant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 172

Legal Deadline:

Final, Statutory, June 16, 1992, complete rulemaking on central reporting system and computerized telecommunications data center. Final, Statutory, May 16, 1993, complete rulemaking on continually monitored telephone systems. Final, Statutory, May 16, 1993, final rule on improving system for placarding vehicles transporting hazardous materials.

Abstract: This rulemaking proposes incremental improvements to the hazardous materials identification system addressing placarding and identification number marking displays on transport vehicles, fumigated materials marking requirements, and carrier requirements for notification of incidents. This rulemaking is considered significant because of substantial public interest and safety implications.

Timetable:

Action	Date	FR Cite
ANPRM	06/09/92	57 FR 24532
ANPRM Comment Period Extended to 10/09/92	08/05/92	57 FR 34542
ANPRM Comment Period End	08/10/92	
NPRM	08/15/94	59 FR 41848
Public Hearing Notice	08/15/94	59 FR 41848
NPRM Correction	08/26/94	59 FR 44230
Correction to 08/26/94	08/30/94	59 FR 44795
NPRM Comment Period End	12/02/94	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
08/15/94 (59 FR 41848)

Additional Information: Docket HM-206. Formerly entitled "Improving Hazardous Materials Identification: Placarding; Reporting/Tracking; and Continually Monitored Telephone Systems."

Agency Contact: J. Potter/H. Engrum, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-4488

RIN: 2137-AB75

2723. +EXCESS FLOW VALVE—PERFORMANCE STANDARDS

Priority: Other Significant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192

Legal Deadline: Final, Statutory, April 24, 1994.

Abstract: Service line breaks due to excavation damage and other causes continue to be a threat to public safety, despite the precautions being taken through one-call damage prevention programs and line surveys for corrosion or leaks. Excess flow valves would be required on new and renewed service lines to stop the flow of gas in the event of a line break. This rulemaking is considered significant because it involves a substantial change in regulations and concerns a matter of substantial public and congressional interest. A final rule specifying performance standards for EFV's is being prepared.

Timetable:

Action	Date	FR Cite
ANPRM	12/20/90	55 FR 52188
ANPRM Comment Period End	03/20/91	
NPRM	04/21/93	58 FR 21524
NPRM Notice of meeting and extension of comment period to 7/6/93	06/15/93	58 FR 33064
NPRM Comment Period End	06/21/93	
NPRM Comment Period Extended to 10/03/94	08/02/94	59 FR 39319
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
04/21/93 (58 FR 21524)

Additional Information: Docket No. PS-118.

Agency Contact: M. Israni, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4571

RIN: 2137-AB97

2724. TANK CARS AND CARGO TANK MOTOR VEHICLES: ATTENDANCE REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 174; 49 CFR 177

Legal Deadline: None

Abstract: This action proposes to establish standards to allow the use of electronic surveillance and monitoring equipment (signalling systems) for unloading tank cars and loading cargo tank motor vehicles, and to revise other unloading requirements for tank cars. This action would recognize recent technological innovations and improve safety during the loading/unloading of bulk quantities of hazardous materials.

Timetable:

Action	Date	FR Cite
NPRM	09/14/92	57 FR 42466
NPRM Comment Period End	12/14/92	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
09/14/92 (57 FR 42466)

Additional Information: Docket No. HM-212.

Agency Contact: Jennifer Karim, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4488

RIN: 2137-AC24

DOT—RSPA

Final Rule Stage

2725. REGULATORY REVIEW: ADMINISTRATIVE PRACTICES, REPORTING PIPELINE INCIDENTS, GAS PIPELINE STANDARDS, AND LIQUEFIED NATURAL GAS FACILITY STANDARDS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 190; 49 CFR 191; 49 CFR 192; 49 CFR 193

Legal Deadline: None

Abstract: Administrative practices and various gas pipeline and liquefied natural gas facility requirements would be amended to eliminate burdensome requirements without reducing safety. This action would reduce regulatory impediments to economic growth.

Timetable:

Action	Date	FR Cite
NPRM	11/06/92	57 FR 53085
NPRM Comment Period End	12/07/92	57 FR 53085
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 11/06/92 (57 FR 53085)

Additional Information: Docket No. PS-125. Proposals in "Regulatory Review: Liquefied Natural Gas Facilities," RIN 2137-AC29, were consolidated into this rulemaking. This docket will be terminated, and issues raised by commenters herein will be addressed in new update dockets as part of the President's Regulatory Reinvention Initiative.

Agency Contact: M. Cooney, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-6223

RIN: 2137-AC28

2726. +OIL SPILL PREVENTION AND RESPONSE PLANS

Priority: Other Significant

Legal Authority: 33 USC 1321(j)(5)

CFR Citation: 49 CFR 130

Legal Deadline: Final, Statutory, August 18, 1992.

Abstract: This action establishes response plans for certain transportation containers such as cargo tanks and tank car tanks. These regulations are required by the Oil Pollution Act of 1990 (PL 101-380). The purpose of these regulations is to improve response capabilities and minimize the impact of onshore oil spills. This rule is significant because of substantial public and congressional interest.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/02/93	58 FR 6864
Interim Final Rule; Correction	02/17/93	58 FR 8820
Interim Final Rule; Public Hearing Notice; Comments Due 06/03/93	04/20/93	58 FR 21260
Interim Final Rule; Comment Period End 7/30/93	06/16/93	58 FR 33302
Interim Final Rule; Agenda for Public Meeting	06/22/93	58 FR 33918
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 06/16/93 (58 FR 33302)

Additional Information: Docket Nos. HM-214 and PC-1. All rulemaking now under Docket No. PC-1. Formerly entitled "Oil and Hazardous Substances: Spill Prevention, Containment, and Response Plans."

Agency Contact: Diane LaValle, Transportation Regulations Specialist, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4488

RIN: 2137-AC31

2727. MANDATORY PARTICIPATION IN QUALIFIED ONE-CALL SYSTEMS BY PIPELINE OPERATORS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192; 49 CFR 195

Legal Deadline: None

Abstract: This action would require operators of gas and hazardous liquid pipelines to participate in qualified one-call damage prevention systems.

Timetable:

Action	Date	FR Cite
NPRM	03/20/95	60 FR 14714
NPRM Comment Period End	05/19/95	
Final Action	03/15/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation

Additional Information: Docket No. PS-101A.

Agency Contact: C. Sames, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4561

RIN: 2137-AC57

2728. • CONTROL OF DRUG USE IN LIQUEFIED NATURAL GAS AND HAZARDOUS LIQUID PIPELINE OPERATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 et seq

CFR Citation: 49 CFR 199

Legal Deadline: None

Abstract: An action to modify the effective date of regulations covering drug testing of persons located outside the United States who perform pipeline safety operations.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: Docket No. PS-102, Amendment 13.

Agency Contact: Catrina Pavlik, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-6199

RIN: 2137-AC67

DOT—RSPA

Final Rule Stage

2729. • PERIODIC HAZMAT REGULATIONS: EDITORIAL CORRECTIONS

Priority: Other

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 106 to 180

Legal Deadline: None

Abstract: Published annually, this action corrects typographical and editorial errors and makes minor regulatory changes. This facilitates the

correction of errors immediately prior to the annual updating of the CFR.

Timetable:

Action	Date	FR Cite
Final Rule	09/21/95	60 FR 49106
Final Rule Effective	10/01/95	
Final Action	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: RSPA intends to provide CFR cites for each action taken under this RIN for a period of time so that it will be possible to track and differentiate specific actions.

Agency Contact: Joan McIntyre, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-8553

RIN: 2137-AC72

DEPARTMENT OF TRANSPORTATION (DOT)

Long-Term Actions

Research and Special Programs Administration (RSPA)

2730. QUANTITY LIMITATIONS ABOARD AIRCRAFT

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 175

Timetable:

Action	Date	FR Cite
ANPRM	04/06/84	49 FR 13717
ANPRM Comment	09/01/84	49 FR 13717
Period End		
NPRM	02/13/85	50 FR 6013
NPRM Comment	05/30/85	50 FR 6013
Period End		
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Undetermined

Agency Contact: Jennifer Antonielli
Phone: 202 366-4488

RIN: 2137-AA85

2731. +GAS GATHERING LINE DEFINITION

Priority: Other Significant

CFR Citation: 49 CFR 192.3

Timetable:

Action	Date	FR Cite
NPRM	09/25/91	56 FR 48505
NPRM Comment	11/25/91	
Period End		
SNPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard D. Huriaux
Phone: 202 366-4595

RIN: 2137-AB15

2732. +SAFEGUARDING FOOD FROM CONTAMINATION DURING TRANSPORTATION

Priority: Other Significant

CFR Citation: 49 CFR 1

Timetable:

Action	Date	FR Cite
ANPRM	02/20/91	56 FR 6934
ANPRM Comment	03/21/91	56 FR 11982
Period Extended to		
04/29/91		
ANPRM Comment	03/26/91	
Period End		
NPRM	05/21/93	58 FR 29698
Public Hearings	05/21/93	58 FR 29698
Notice		
NPRM Comment	10/18/93	
Period End		
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: E. Richards/J. Gale
Phone: 202 366-0656

RIN: 2137-AC00

2733. DESIGN AND CONSTRUCTION OF WELDED BREAKOUT TANKS

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 195

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: A. Garnett
Phone: 202 366-2036

RIN: 2137-AC11

2734. +REGULATORY REVIEW: GAS PIPELINE SAFETY STANDARDS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 49 CFR 192

Timetable:

Action	Date	FR Cite
NPRM	08/31/92	57 FR 39572
NPRM Comment	09/30/92	
Period End		
Notice of Request for	11/09/93	58 FR 59431
Information		
Extension of	12/27/93	58 FR 68382
Comment Period on		
Request for		
Information		
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: A. Garnett
Phone: 202 366-2392

RIN: 2137-AC25

2735. SAFETY PERMITS—SHIPPER'S RESPONSIBILITY

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 171

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Helen Engrum
Phone: 202 366-4488

RIN: 2137-AC45

DOT—RSPA

Long-Term Actions

2736. HAZARDOUS LIQUID GATHERING LINE DEFINITION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 49 CFR 195

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Richard Huriaux
Phone: 202 366-4595

RIN: 2137-AC52

2737. REGULATED GAS AND HAZARDOUS LIQUID GATHERING LINES: RURAL AREAS

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 192; 49 CFR 195

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Richard Huriaux
Phone: 202 366-4595

RIN: 2137-AC53

2738. PERMANENT UNDERWATER INSPECTIONS

Priority: Substantive, Nonsignificant

CFR Citation: 49 CFR 192; 49 CFR 195

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: L.E. Herrick
Phone: 202 366-5523

RIN: 2137-AC54

2739. • PERIODIC UPDATES TO PIPELINE SAFETY REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 190 to 199

Legal Deadline: None

Abstract: This action proposes to establish a permanent rulemaking to allow periodic updates and corrections of the pipeline safety regulations that are of a non-controversial nature.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: RSPA intends to maintain this RIN for actions that it will periodically issue. After a rule is published, a cite for the rule will be listed in this section so that it will be possible to track and differentiate specific actions.

Agency Contact: Richard D. Huriaux, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4565

RIN: 2137-AC74

DEPARTMENT OF TRANSPORTATION (DOT)

Completed Actions

Research and Special Programs Administration (RSPA)

2740. DETECTION AND REPAIR OF CRACKS, PITS, CORROSION, LINING FLAWS, THERMAL DETECTION FLAWS, AND OTHER DEFECTS OF TANK CAR TANKS

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 173

Legal Deadline: NPRM, Statutory, September 30, 1993. Final, Statutory, August 25, 1995.

Abstract: This rule clarifies existing inspection requirements for tank car tanks; adds new inspection requirements for thermal protection on tank car tanks; permits the use of new inspection techniques for tank cars transporting low vapor pressure commodities in lieu of periodic hydrostatic retests; and establishes minimum in-service tank thickness requirements.

Timetable:

Action	Date	FR Cite
ANPRM	12/08/87	52 FR 46510
ANPRM Comment Period End	02/11/88	52 FR 46510
ANPRM Comment Period Extended to 05/13/88	02/18/88	53 FR 4862
NPRM	09/16/93	58 FR 48485
NPRM Comment Period End	03/16/94	
Final Action	09/21/95	60 FR 49048
Final Action Effective	07/01/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation
09/21/95 (60 FR 49048)

Additional Information: Docket HM-201.

This rule was combined with Crashworthiness Protection requirements for tank cars (RIN 2137-AB89).

Agency Contact: P. Olekszyk (FRA), Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-0897

RIN: 2137-AB40

2741. TRANSPORTATION REGULATIONS; COMPATIBILITY WITH THE INTERNATIONAL ATOMIC ENERGY AGENCY

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 171 to 178

Legal Deadline: None

Abstract: This rulemaking aligns the Hazardous Materials Regulations (HMR) with the International Atomic Energy Agency (IAEA) Regulations for the Safe Transport of Radioactive Materials, Safety Series No. 6. This action is

DOT—RSPA

Completed Actions

necessary to implement practices and procedures that will improve safety in the transportation of radioactive materials and to facilitate international commerce.

Timetable:

Action	Date	FR Cite
Request for Comments: Comment Period End 12/23/88	11/21/88	53 FR 46973
NPRM	11/14/89	54 FR 47454
NPRM Comment Period Extended to 05/11/90	02/08/90	55 FR 4445
Final Action	09/28/95	60 FR 50292
Final Action Effective	04/01/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 09/28/95 (60 FR 50248)

Additional Information: Docket HM-169A

The Nuclear Regulatory Commission issued a final rule on September 28, 1995, at 60 FR 50248, using RIN 3150-AC41.

Agency Contact: John Gale, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4488

RIN: 2137-AB60

2742. +CRASHWORTHINESS PROTECTION REQUIREMENTS FOR TANK CARS

Priority: Other Significant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 173

Legal Deadline: NPRM, Statutory, September 30, 1993. Final, Statutory, August 25, 1995.

Abstract: This rulemaking revises the Hazardous Materials Regulations by improving the crashworthiness of tank cars and restricting the continued use in hazardous materials service of tank cars that no longer meet current safety requirements. This action is considered significant because of substantial public interest.

Timetable:

Action	Date	FR Cite
ANPRM	05/15/90	55 FR 20242
ANPRM Comment Period End	08/21/90	

Action	Date	FR Cite
SANPRM	08/29/90	55 FR 35327
SANPRM Comment Period End	01/04/91	
NPRM	10/08/93	58 FR 52574
NPRM Comment Period End	02/07/94	
Final Action	09/21/95	60 FR 49048
Final Action Effective	07/01/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 09/21/95 (60 FR 49048)

Additional Information: Docket HM-175A. Formerly entitled, "Specifications for Tank Car Tanks."

This RIN was combined with another rulemaking, RIN 2137-AB40.

Agency Contact: E. Martin, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4488

RIN: 2137-AB89

2743. CUSTOMER-OWNED SERVICE LINES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 60101 to 60125

CFR Citation: 49 CFR 192

Legal Deadline: Final, Statutory, October 24, 1993.

Abstract: The gas pipeline safety standards do not require operators to maintain customer-owned lines that connect customer buildings or houses to operator-maintained lines. These customer-owned lines, often called "yard lines," are subject to the same safety problems as operator-maintained lines. This action requires operators who do not maintain yard lines to advise customers with such lines of the potential hazards of not maintaining the lines, and the requirements and resources available for maintenance.

Timetable:

Action	Date	FR Cite
NPRM	02/03/94	59 FR 5168
SNPRM	03/21/94	59 FR 13300
NPRM Comment Period End	04/04/94	
SNPRM Comment Period End	05/05/94	
Final Action	08/14/95	60 FR 41821
Correction	08/18/95	60 FR 43028

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 02/03/94 (59 FR 5168)

Additional Information: Docket No. PS-135. This action was previously entitled "Yard Lines."

Agency Contact: L. Furrow, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4559

RIN: 2137-AC32

2744. +INFECTIOUS SUBSTANCES

Priority: Other Significant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 171 to 178

Legal Deadline: None

Abstract: This action amends the Hazardous Materials Regulations concerning infectious substances, particularly medical waste containing infectious substances. This action is necessary to ensure the safe transportation of these materials and provide regulatory relief from certain requirements in those instances where other Federal regulations achieve an adequate level of safety. The rulemaking is considered significant because it is of substantial public interest.

Timetable:

Action	Date	FR Cite
ANPRM	03/03/93	58 FR 12207
ANPRM Comment Period End	04/20/93	
Compliance Date Extended to 10/01/94	12/20/93	58 FR 66302
Compliance Date Extended for Other Infectious Substances to 01/01/95	09/22/94	59 FR 48762
Compliance Date Extended for RMW & Animal-Infectious to 10/01/95	09/22/94	59 FR 48762
NPRM	12/21/94	59 FR 65860
NPRM Comment Period End	03/21/95	
Final Action	09/20/95	60 FR 48780
Final Action Effective	10/01/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 09/20/95 (60 FR 48780)

DOT—RSPA

Completed Actions

Additional Information: Docket HM-181G. March 17, 1993. Docket No. HM-181G.

Agency Contact: E. Martin/J. Antonielli, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4488

RIN: 2137-AC36

2745. +HAZARDOUS MATERIALS REGISTRATION AND FEE ASSESSMENT PROGRAM

Priority: Other Significant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 107

Legal Deadline: None

Abstract: In this final rule, RSPA is maintaining the current registration fee of \$250 per person offering or transporting certain categories and quantities of hazardous materials. RSPA is also adopting an exception from the registration requirement for foreign affairs.

Timetable:

Action	Date	FR Cite
NPRM	01/30/95	60 FR 5822
Final Action	05/23/95	60 FR 27231
Final Action Effective	07/01/96	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Evaluation 10/00/95

Additional Information: Docket HM-208B. A public hearing was held February 16, 1995.

Agency Contact: Joan McIntyre, Regulations Specialist, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4488

RIN: 2137-AC58

2746. ALTERNATE STANDARDS FOR OPEN-HEAD FIBER DRUM PACKAGING

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 173; 49 CFR 178

Legal Deadline: Final, Statutory, October 1, 1995. Section 122 of Pub. L. 103-311 requires that rulemaking action be completed by October 1, 1995.

Abstract: This action examined whether there are standards, other than the performance-based standards adopted under Docket HM-181, that will provide an equivalent or greater level of safety to the HM-181 standards, that open-head fiber drums can meet for the transportation of liquid hazardous materials. The agency found that there are no known alternative standards that provide an equal or greater level of safety. Therefore, this rulemaking was closed without any alternative standards being proposed.

Timetable:

Action	Date	FR Cite
ANPRM	10/07/94	59 FR 51157
ANPRM Comment Period End	12/12/94	
Supplemental ANPRM Comment Period End	01/25/95	60 FR 4879
Final Action	09/29/95	60 FR 50714

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Docket HM-221.

Agency Contact: J. Potter/D. LaValle, Transportation Specialist, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590-0001
Phone: 202 366-4488

RIN: 2137-AC62

2747. • HAZARDOUS SUBSTANCES

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 5101 to 5127

CFR Citation: 49 CFR 171; 49 CFR 172

Legal Deadline: None

Abstract: Revises Hazardous Materials Regulations' list of Hazardous Substances to make them current with EPA list as required by Section 306 of CERCLA.

Timetable:

Action	Date	FR Cite
Final Action	08/02/95	60 FR 39608

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John Gale, Transportation Regulations Specialist, Department of Transportation, Research and Special Programs Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-8553

RIN: 2137-AC71

DEPARTMENT OF TRANSPORTATION (DOT)

Proposed Rule Stage

Maritime Administration (MarAd)

2748. +CARGO PREFERENCE—U.S.-FLAG VESSELS: UNIFORM CONTRACTING REQUIREMENTS FOR FEDERAL PROGRAM PARTICIPANTS

Priority: Other Significant

Legal Authority: 46 app USC 1241(b)

CFR Citation: 46 CFR 381

Legal Deadline: None

Abstract: MARAD is proposing amendments to its cargo preference regulations intended to ensure that U.S.-flag carriers of preference cargoes

be allowed to carry such cargoes subject to standard commercial contract and contract tender terms that would allow them to avoid economic harm from discriminatory practices. This action is needed to eliminate charter party terms that are at variance with generally accepted commercial terms and which discriminate against U.S.-flag carriers of agricultural commodity preference cargoes. This is significant because it involves other agencies and is of substantial public interest.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Sectors Affected: 441 Deep Sea Foreign Transportation of Freight

Analysis: Regulatory Evaluation 12/00/95

Agency Contact: Ted Bembenek, Jr., Director, Office of Cargo Preference,

DOT—MarAd

Proposed Rule Stage

Department of Transportation, Maritime Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-4610

RIN: 2133-AA95

2749. • +FAIR AND REASONABLE RATES: BULK AND PACKAGED PREFERENCE CARGOES

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 46 app USC 1114(b); 46 app USC 1241(b)

CFR Citation: 46 CFR 382

Legal Deadline: None

Abstract: In an effort to encourage the development of a modern and efficient U.S. flag bulk fleet and to help lower government-wide cargo preference program costs, MARAD is considering changes in its methodology for the determination of fair and reasonable rates. MARAD has identified three alternative methodologies which it might consider. Fair and reasonable rate determinations are now provided to U.S. government shippers of preference cargo, thereby creating ceiling rates which limit government costs and the revenue U.S. flag operators receive for ocean cargo transportation. This is significant due to substantial industry and government

interest. Common carrier liner services are being considered in a rulemaking RIN 2133-AB16.

Timetable:

Action	Date	FR Cite
ANPRM	04/19/95	60 FR 19559
ANPRM Comment Period End	06/19/95	
NPRM	11/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Michael P. Ferris, Director, Office of Costs and Rates, Department of Transportation, Maritime Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-2324

RIN: 2133-AB19

DEPARTMENT OF TRANSPORTATION (DOT)

Final Rule Stage

Maritime Administration (MarAd)

2750. +OBLIGATION GUARANTEES: PROGRAM ADMINISTRATION

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 46 app USC 1114(b); 46 app USC 1271 et seq

CFR Citation: 46 CFR 298; 49 CFR 1.66

Legal Deadline: None

Abstract: This action would amend regulations implementing title XI of the Merchant Marine Act, 1936, so as to improve administration of the "obligation guarantees" program applicable to financing assistance for all types of vessel construction and shipyard modernization and improvement. An interim final rule implemented extension of the Secretary of Transportation's statutory authority to guarantee obligations issued for this financing assistance. (See RIN 2133-AB09.) The rulemaking herein is considered significant because of substantial public interest in financial assistance for the U.S. shipbuilding industry.

Timetable:

Action	Date	FR Cite
NPRM	04/26/95	60 FR 20592

Action	Date	FR Cite
NPRM Comment Period End	05/26/95	
NPRM Comment Period Extended	05/30/95	60 FR 28077
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Sectors Affected: 441 Deep Sea Foreign Transportation of Freight; 442 Deep Sea Domestic Transportation of Freight

Analysis: Regulatory Evaluation
11/00/95

Agency Contact: Mitchell D. Lax, Director, Office of Ship Financing, Department of Transportation, Maritime Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-5744

RIN: 2133-AB14

2751. +GUIDELINE RATES: LESS-THAN-SHIPLOAD LOTS OF BULK PREFERENCE CARGOES ON LINER VESSELS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 46 app USC 1114(b); 46 app USC 1241(b)

CFR Citation: 46 CFR 383

Legal Deadline: None

Abstract: At the request of the U.S. Department of Agriculture (USDA) and the Agency for International Development (AID), the major U.S. government shipping agencies, MARAD is providing those agencies with guideline rates for bagged and packaged agriculture commodities carried on liner vessels. MARAD already provides guideline rates to USDA and AID for such commodities carried on bulk vessels under similar regulations at 46 CFR Part 382. This amendment to 46 CFR 383 extends the scope of the rule to include bagged or packaged agricultural commodities in parcels of 5,000 tons or greater carried on vessels in liner service. It is significant because it would affect other Federal agencies which have requested that MARAD provide them with such guideline rates.

Timetable:

Action	Date	FR Cite
NPRM	04/26/95	60 FR 20069
NPRM Comment Period End	06/23/95	
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Analysis: Regulatory Evaluation
11/00/95

DOT—MarAd

Final Rule Stage

Agency Contact: Michael P. Ferris,
Director, Office of Cost and Rates
Department of Transportation, Maritime

Administration, 400 Seventh Street
SW., Washington, DC 20590

Phone: 202 366-2324

RIN: 2133-AB16

DEPARTMENT OF TRANSPORTATION (DOT)

Completed Actions

Maritime Administration (MarAd)

**2752. +CARGO PREFERENCE—U.S.-
FLAG VESSELS: MONITORING
SHIPMENTS OF MILITARY
HOUSEHOLD GOODS AND
PERSONAL EFFECTS**

Priority: Other Significant

Legal Authority: 46 app USC 1114(b);
46 app USC 1241(a)

CFR Citation: 46 CFR 381; 49 CFR 1.66

Legal Deadline: None

Abstract: This action would have amended the cargo preference regulations to allow MARAD to discharge its responsibility for administration of the cargo preference laws of the United States and to report to Congress with respect to the movement of household goods and personal effects of Government employees. It would have required DOD to submit information about the carriage of preference cargoes to MARAD. MARAD needs to receive periodic information from DOD detailing shipments of military household goods and personal effects to monitor compliance with cargo preference requirements. The need for this rulemaking has been obviated by an agreement with DOD to provide MARAD with the information needed.

Timetable:

Action	Date	FR Cite
Withdrawn	09/27/95	

Small Entities Affected: None

Government Levels Affected: Federal

Sectors Affected: 441 Deep Sea Foreign Transportation of Freight; 442 Deep Sea Domestic Transportation of Freight

Agency Contact: James J. Roberts,
Chief, Division of Military Cargoes,
Department of Transportation, Maritime
Administration, 400 Seventh Street
SW., Washington, DC 20590
Phone: 202 366-5527

RIN: 2133-AB12

2753. FEDERAL PORT CONTROLLERS

Priority: Substantive, Nonsignificant

Legal Authority: 50 app USC 2071

CFR Citation: 46 CFR 345 to 347

Legal Deadline: None

Abstract: This action amends the Federal Port Controller (FPC) regulations (46 CFR 346) and allows the FPC standby service agreements to become operational upon the deployment of the armed forces of the United States, or other requirements of the nation's defense. This action makes these port readiness regulations consistent regarding activation, and benefits the defense capabilities by assuring that the authority to activate the FPC Agreement and the Priority Use and Allocation regulations are the same. A conforming amendment is being made to 49 CFR 345 and the authority sections of 345 to 347 are being amended to reflect repeal of a statute and its reenactment in different form.

Timetable:

Action	Date	FR Cite
NPRM	11/18/94	59 FR 59742
NPRM Comment Period End	01/17/95	
Final Action	07/28/95	60 FR 38735
Final Action Effective	08/28/95	

Small Entities Affected: None

Government Levels Affected: State,
Local

Agency Contact: James Carman, Acting
Chief, Division of Ports, Department of
Transportation, Maritime
Administration, 400 Seventh Street
SW., Washington, DC 20590
Phone: 202 366-4357

RIN: 2133-AB15

**2754. +CARGO PREFERENCE—U.S.-
FLAG VESSELS: AVAILABLE U.S.-
FLAG COMMERCIAL VESSELS**

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 46 app USC 1114(b);
46 app USC 1122(d); 46 app USC 1241

CFR Citation: 46 CFR 381

Legal Deadline: None

Abstract: This amendment to the cargo preference regulations of the Maritime Administration (MARAD) provides that during the 1995 shipping season when the St. Lawrence Seaway is in use, MARAD will consider the legal requirement for the carriage of bulk agricultural commodity preference cargoes on privately-owned "available" U.S.-flag commercial vessels to have been satisfied where the cargo is initially loaded at a Great Lakes port on one or more U.S.-flag or foreign-flag vessels, transferred to a U.S.-flag commercial vessel at a Canadian transshipment point outside the St. Lawrence Seaway, and carried on that U.S.-flag vessel to a foreign destination. It allows Great Lakes ports to compete for agricultural commodity preference cargoes during an entire season trial period. MARAD issued a final rule in August, 1994 that adopted this policy for the 1994 shipping season in progress since April, 1994. However, this did not allow for a true trial period for MARAD evaluation purposes. It is significant because it affects other Federal agencies and is of great interest to the maritime industry.

Timetable:

Action	Date	FR Cite
NPRM	02/01/95	60 FR 6067
NPRM Comment Period End	03/03/95	
Final Action	05/09/95	60 FR 24560

Small Entities Affected: None

Government Levels Affected: Federal

Analysis: Regulatory Evaluation
05/09/95

Additional Information: The content of this regulation is the same as in former RIN 2133-AB13 and extends the policy stated therein to the 1995 Great Lakes shipping season.

DOT—MarAd

Completed Actions

Agency Contact: John E. Graykowski, Deputy Maritime Administrator, Department of Transportation, Maritime Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-1718

RIN: 2133-AB17

2755. • DISPOSAL AND UTILIZATION OF SURPLUS FEDERAL REAL PROPERTY FOR DEVELOPMENT OR OPERATION OF PORT FACILITIES

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-160

CFR Citation: 46 CFR 387; 49 CFR 1.66(z)

Legal Deadline: None

Abstract: Section 2927 of the National Defense Authorization Act for Fiscal Year 1994 (P.L. 103-160) amended section 203 of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 484(q)). It authorized the Administrator of the General Services Administration, after consultation with the Secretary of Defense, to prescribe regulations for the assignment to the Secretary of Transportation, for disposal, surplus real property located at a military installation closed or realigned pursuant to a base closure law which has been recommended by the Secretary of Transportation as being needed for the development or operation of a port facility. P.L. 103-160 gave the Administrator, or the Secretary of Defense, the discretion to assign such real property to the Secretary, including buildings, fixtures and equipment located thereon. The Secretary has delegated the disposal authority to the Maritime Administrator. This rule prescribes procedural regulations for disposal of such surplus real property by the Maritime Administration for the development or operation of a port facility consistent with the GSA's controlling final rule.

Timetable:

Action	Date	FR Cite
Final Action	08/16/95	60 FR 43466
Correction	08/23/95	60 FR 43720

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: James Carman, Acting Chief, Division of Ports, Department of Transportation, Maritime

Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 203 366-4357

RIN: 2133-AB18

2756. • REMOVAL OF OBSOLETE REGULATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 46 app USC 1114(b)

CFR Citation: 46 CFR 201; 46 CFR 206; 46 CFR 246; 46 CFR 253; 46 CFR 275; 46 CFR 276; 46 CFR 285; 46 CFR 290

Legal Deadline: None

Abstract: In connection with the President's Regulatory Reinvention Initiative, MARAD has conducted a page-by-page review of all its regulations now in force for the purpose of eliminating or revising those that are outdated or otherwise in need of reform. This final action removes regulations appearing in eight parts of Title 46 of the Code of Federal Regulations that are obsolete and noncontroversial.

Timetable:

Action	Date	FR Cite
Final Action	07/28/95	60 FR 38734

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Edmund T. Sommer, Chief, Division of Regulations and Administrative Law, Department of Transportation, Maritime Administration, Room 7221, 400 Seventh Street SW., Washington, DC 20590

Phone: 202 366-5181

RIN: 2133-AB20

2757. • SEAMEN'S SERVICE AWARDS

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 46 app USC 2002 et seq

CFR Citation: 46 CFR 350

Legal Deadline: None

Abstract: This rule prescribes the procedure for obtaining seamen's service awards that are authorized by statute and are to be issued by the Secretary of Transportation.

Timetable:

Action	Date	FR Cite
Final Action	09/27/95	60 FR 49804

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Patricia Thomas, Maritime Industry Analyst, Department of Transportation, Maritime Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-2646

RIN: 2133-AB21

2758. • ADMISSION AND TRAINING OF MIDSHIPMEN AT THE US MERCHANT MARINE ACADEMY

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 46 app USC 1295(b)

CFR Citation: 46 CFR 310

Legal Deadline: None

Abstract: This rule reflects changes in statute with respect to appointments to the US Merchant Marine Academy of persons from American Samoa and Panama. It also affects the authority of the Secretary of Transportation to recover the cost of education at the Academy from persons who fail to fulfill certain conditions of their service obligations.

Timetable:

Action	Date	FR Cite
Final Action	08/28/95	60 FR 44438

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Crawford Ellerbe, Academy Program Analyst, Department of Transportation, Maritime Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202 366-2643

RIN: 2133-AB22

DEPARTMENT OF TRANSPORTATION (DOT)
Bureau of Transportation Statistics (BTS)

Prerule Stage

2759. MODERNIZING THE PASSENGER ORIGIN-DESTINATION SURVEY

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 41708; 49 USC 41709

CFR Citation: 14 CFR 241

Legal Deadline: None

Abstract: Historically, the source document for the Passenger Origin-Destination Survey was the auditor's coupon of the ticket. Until recently, these coupons provided all the information that was needed for the Survey. In the last few years, the carriers have begun using trip passes

in conjunction with the tickets, thereby eliminating some of the data that is required to be reported in the Survey. Other innovations used by the industry, such as funnel flights and code-sharing, have impacted the Survey and obscured some of the data that is required to be reported, such as change of planes and junction points. This rulemaking will explore whether there are alternative sources for the data and modernize the collection system to keep pace with the industry.

Timetable:

Action	Date	FR Cite
ANPRM	08/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This rulemaking is now being administered by the Bureau of Transportation Statistics (BTS) since the Office of Aviation Information has been transferred to BTS from RSPA. (Formerly RIN 2137-AB92)

Agency Contact: Jack Calloway, Chief, Regulations Division, Department of Transportation, Bureau of Transportation Statistics, K-25, Room 4125, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-4383

RIN: 2139-AA01

DEPARTMENT OF TRANSPORTATION (DOT)
Bureau of Transportation Statistics (BTS)

Final Rule Stage

2760. • AMENDMENTS TO THE ON-TIME DISCLOSURE RULE

Priority: Substantive, Nonsignificant

Legal Authority: 49 USC 40101; 49 USC 40114; 49 USC 41702; 49 USC 41708; 49 USC 41712; 5 USC 553(e)

CFR Citation: 14 CFR 234; 14 CFR 302.38

Legal Deadline: None

Abstract: This action proposes to reinstate the exclusion of flights delayed or cancelled because of mechanical problems from air carriers on-time flight reports.

Timetable:

Action	Date	FR Cite
NPRM	05/26/95	60 FR 29514
NPRM Comment Period End	08/05/95	
Final Action	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bernie Stankus, Systems Accountant, Department of Transportation, Bureau of Transportation Statistics, 400 Seventh Street SW., Washington, DC 20590
 Phone: 202 366-4387
 Fax: 202 366-3383

RIN: 2139-AA00

DEPARTMENT OF TRANSPORTATION (DOT)
Bureau of Transportation Statistics (BTS)

Completed Actions

2761. REVIEW OF CONFIDENTIALITY REQUIREMENTS FOR SCHEDULE T-100 DOMESTIC MARKET DATA

Priority: Other

Legal Authority: 49 USC 40101; 49 USC 40113; 49 USC 41708; 49 USC 41709

CFR Citation: 14 CFR 241

Legal Deadline: None

Abstract: Domestic data filed in Schedule T-100 "U.S. Air Carrier Traffic and Capacity Data by Nonstop Segment and On-Flight Market" are released to the public immediately after edit. This rulemaking was to explore whether the policy of immediate

release should be modified for sensitive domestic market data to include a period of confidentiality. Since the requesting office has determined that the public interest would be best served by liberal access to Schedule T-100 data, this rulemaking has been terminated.

Timetable:

Action	Date	FR Cite
Action Terminated	08/24/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This rulemaking is now being administered

by the Bureau of Transportation Statistics (BTS), since the Office of Aviation Information has been transferred to BTS from RSPA. (Formerly RIN 2137-AC49)

Agency Contact: Jack Calloway, Chief, Regulations Division (K-25), Department of Transportation, Bureau of Transportation Statistics, 400 Seventh Street SW., Washington, DC 20590-0001
 Phone: 202 366-4383

RIN: 2139-AA02

[FR Doc. 95-26072 Filed 11-24-95; 8:45 am]

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