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**Brenda D. Courtney,**

*Acting Director, Office of Rulemaking.*

### Petitions for Exemption

*Docket No.:* FAA–2006–25985.

*Petitioner:* Flight Structures, Inc.

*Section of 14 CFR Affected:* Sections 25.785(d), 25.813(b), and 25.857(e).

*Description of Relief Sought:*

Exemption from 14 CFR 25.785(d), 25.813(b), and 25.857(e) for the Airbus A300B4–600/–600R model airplanes to allow carriage of up to 5 non-crewmembers (commonly referred to as supernumeraries) in addition to the maximum 4 flight deck occupants for a total occupancy limit of 9.

*Docket No.:* FAA–2006–25813.

*Petitioner:* Dallas/Fort Worth International Airport.

*Section of 14 CFR Affected:* Section 139.311.

*Description of Relief Sought:*

Exemption from 14 CFR 139.311 to allow Dallas/Fort Worth International Airport to terminate the use of the airport's existing rotating beacon. Due to development efforts the airport's beacon cannot remain in its current location. The petitioner notes that advanced methods of disseminating airport information to flight crews eliminates the need to operate and maintain a rotating beacon without reducing the level of safety due to not having a beacon.

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## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA–2006–25504]

#### Agency Information Collection Activities; Request for Comments; Renewal of an Information Collection: Medical Qualification Requirements

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

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

**SUMMARY:** The FMCSA invites comments on its plan to request approval from the Office of Management and Budget (OMB) to renew an information collection concerning the requirements set forth in 49 CFR parts 391 and 398 for the following activities: (1) A medical examination form and

certificate to be completed by a licensed medical examiner; (2) The submission of an application to FMCSA for the Agency to resolve conflicts of medical evaluations between medical examiners; (3) A driver qualification (DQ) file for: (a) Motor carriers to include the medical certificate; (b) motor carriers of migrant workers to include a doctor's certificate for every driver employed or used by them; and (c) motor carriers to include a Skill Performance Evaluation (SPE) certificate issued to a driver with a limb disability; and (4) Information collected from carriers, drivers and interested parties used in Agency determinations for granting exemptions from the vision and diabetes requirements in the Federal Motor Carrier Safety Regulations (FMCSRs). This notice is required by the Paperwork Reduction Act of 1995.

**DATES:** Comments must be submitted on or before December 18, 2006.

**ADDRESSES:** All comments should reference Docket No. FMCSA–2006–25504. You may mail or hand deliver comments to the U.S. Department of Transportation, Dockets Management Facility, Room PL–401, 400 Seventh Street, SW., Washington, DC 20590; telefax comments to (202) 493–2251; or submit electronically at <http://dms.dot.gov>. You may examine and copy all comments received at the above address between 9 a.m. and 5 p.m., E.T., Monday through Friday, except Federal holidays. If you desire your comment to be acknowledged, you must include a self-addressed stamped envelope or postcard or, if you submit your comments electronically, you may print the acknowledgment.

**FOR FURTHER INFORMATION CONTACT:** Dr. Mary D. Gunnels, Chief, Physical Qualifications Division, (202) 366–4001, [maggi.gunnels@dot.gov](mailto:maggi.gunnels@dot.gov), FMCSA, Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590–0001. Office hours are from 8 a.m. to 5 p.m., ET, Monday through Friday, except Federal holidays.

#### SUPPLEMENTARY INFORMATION:

*Title:* Medical Qualification Requirements.

*OMB Control Number:* 2126–0006.

*Background:* Title 49 U.S.C. 31136 requires the Secretary of Transportation (Secretary) to prescribe regulations to ensure that the physical qualifications of commercial motor vehicle (CMV) operators are adequate to enable them to operate CMVs safely. In addition, 49 U.S.C. 31502 authorizes the Secretary to prescribe requirements for qualifications of employees of a motor carrier when needed to promote safety of operation. Information about an individual's

physical condition must be collected in order for the FMCSA and motor carriers to verify that the individual meets the physical qualification standards for CMV drivers set forth in 49 CFR 391.41; and for the FMCSA to determine whether the individual is physically able to operate a CMV safely. This information collection is comprised of the components listed in the summary above.

*Respondents:* Medical Examiners, Medical Specialists, Physicians, Licensed Doctors of Medicine, Doctors of Osteopathy, Physician Assistants, Advanced Practice Nurses, Doctors of Chiropractic, motor carriers, and CMV drivers.

*Estimated Average Burden Per Record:* The following records are

included in the IC pertaining to the Medical Qualifications Requirements: (1) *The Medical Examination Form and Certificate*—Twenty minutes for a medical examiner to complete the medical examination form; One minute for the medical examiner to complete the medical examiner's certificate; One minute for carriers to copy and file the medical examiner's certificate in the DQ file; (2) *Data Resolving Medical Conflicts*—One hour for the Agency to review and resolve an application for resolution of medical conflict; (3) *The SPE Certificate*—Fifteen minutes for the Agency to review and complete an application for an initial SPE certificate; Two minutes for the Agency to review and complete an application for a renewal of a SPE certificate; One minute for carriers to copy and file the SPE certificate application in the DQ file; (4) *Vision Exemptions*—Sixty minutes for the Agency to review and complete an application for a vision exemption with required supporting documents, and for carriers to copy and file the documents in the DQ file; (5) *Diabetes Exemptions*—Ninety minutes for the Agency to review and complete a diabetes exemption with required documentation, and for carriers to copy and file the documents in the DQ file; and (6) *The Doctor's Certificate for Motor Carriers of Migrant Workers*—One minute for a doctor of medicine or osteopathy to complete a doctor's certificate for drivers of motor carriers of migrant workers; and for carriers to place the certificate in the DQ file for every driver employed or used by them. *Frequency of Response:* Biennially, and on occasion, more frequently for drivers who are not eligible to receive a 2-year certificate. A medical certificate usually is valid for 2 years, so FMCSA estimates that half of the drivers subject to its medical standards will take an examination each year. The remaining

medical requirements are submitted on occasion by the respondents.

**Total Estimated Annual Burden:** 1,186,898 hours [1,184,046 hours for medical examination form and certificate (3,229,215 certificates × 22 minutes/60 minutes per hour + 11 hours for resolution of medical conflicts (3 cases × 1 hour each to prepare, plus 8 hours for one hearing) + 92 hours for SPE certificates (2,100 certificates × 1 minute/60 minutes for motor carriers + 1,700 renewals × 2 minutes/60 minutes) + 946 hours for vision exemptions (168 new vision exemptions + 750 vision exemptions × 1 hour each + 28 hours for motor carriers to retain a copy in the driver's DQ file) + 1,800 for diabetes exemptions (1,200 exemptions × 90 minutes/60 minutes) + 3 (or 3.3 rounded) hours for doctors certificate for drivers of migrant workers (100 certificates × 2 minutes/60 minutes) = 1,186,898 hours].

**Public Comments Invited:** You are asked to comment on any aspect of this information collection, including: (1) Whether the proposed collection is necessary for the FMCSA's performance; (2) the accuracy of the estimated burden; (3) ways for the FMCSA to enhance the quality, usefulness, and clarity of the collected information; and (4) ways that the burden could be minimized without reducing the quality of the collected information. The agency will summarize or include your comments in the request for OMB's clearance of this information collection.

Issued on: October 11, 2006.

**John H. Hill,**  
Administrator.

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## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2006-25652]

#### Agency Information Collection Activities; Request for Comments; Notice of Intent To Survey Motor Carriers Operating Small Passenger-Transporting Commercial Motor Vehicles

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

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

**SUMMARY:** The FMCSA invites comments about our intention to request the Office of Management and Budget (OMB) to approve a new information

collection. The new information collection is associated with an agency study by a research contractor which will investigate motor carriers that operate small passenger-transporting commercial motor vehicles (CMVs). The collected information would assist FMCSA with outreach initiatives to these newly regulated motor carriers of passengers. This notice is required by the Paperwork Reduction Act of 1995.

**DATES:** Comments must be submitted on or before December 18, 2006.

**ADDRESSES:** All comments should reference Docket No. FMCSA-2006-25652. You may mail or hand deliver comments to the U.S. Department of Transportation, Dockets Management Facility, Room PL-401, 400 Seventh Street, SW., Washington, DC 20590; telefax comments to 202/493-2251; or submit electronically at <http://dms.dot.gov>. You may examine and copy all comments received at the above address between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. If you desire your comment to be acknowledged, you must include a self-addressed stamped envelope or postcard or, if you submit your comments electronically, you may print the acknowledgment.

**FOR FURTHER INFORMATION CONTACT:** Mr. Peter Chandler, Federal Motor Carrier Safety Administration, Office of Enforcement and Compliance, Commercial Passenger Carrier Safety Division, Washington, DC 20590, phone (202) 366-5763, fax (202) 366-3621, e-mail [peter.chandler@dot.gov](mailto:peter.chandler@dot.gov), Office hours are from 8 a.m. to 4 p.m., ET, Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:** On August 12, 2003, FMCSA published a final rule (68 FR 47860) which required motor carriers operating CMVs, designed or used to transport between 9 and 15 passengers (including the driver), in interstate commerce to comply with the parts 391 through 396 of the Federal Motor Carrier Safety Regulations (FMCSRs) when they are directly compensated for such services, and the vehicle is operated beyond a 75 air-mile radius from the driver's normal work-reporting location. Affected motor carriers were required to be in compliance with such regulations by December 10, 2003. This rule implemented section 212 of the Motor Carrier Safety Improvement Act of 1999. Section 4136 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy For Users (SAFETEA-LU) directed FMCSA to remove the 75 air-mile radius standard. This legislation will result in a greater number of motor

carriers that operate small passenger-transporting CMVs, being subject to the FMCSRs. In order to effectively inform these motor carriers of the regulatory requirements that they will become subject to, and administer an effective educational outreach program to this entire industry segment, FMCSA needs information about all of these motor carriers.

Because motor carriers that operate small passenger-carrying CMVs have either been newly regulated or will be regulated in the near future, FMCSA wants to learn about the safety and/or regulatory compliance challenges of this industry segment. There is no motor carrier industry association that is comprised mostly of commercial companies that primarily operate 9-15 passenger-carrying vehicles. This situation makes obtaining information about this industry segment more difficult and necessitates the assistance of a researcher to obtain information needed by FMCSA to effectively provide outreach to these newly regulated carriers. FMCSA will request a research contractor to obtain information about motor carriers with small passenger-transporting CMV operations. The research contractor will collect information through approximately 50 telephone interviews and 8 site visits at places of business. Information obtained from the study will provide insight into the common safety and regulatory compliance challenges facing motor carriers with small passenger-transporting CMV operations. Such information will be utilized by FMCSA to develop educational outreach initiatives for this newly regulated industry segment.

**Title:** Survey of Motor Carriers with Small Passenger Vehicle Operations.

**Type of Information Collection Request:** New one-time survey/information collection.

**Respondents:** For-hire motor carriers that operate 9-15 passenger-carrying vehicles in interstate commerce.

**Number of Respondents:** 50 motor carriers.

**Estimated Average Burden per Response:** The estimated average burden per response for each telephone survey is 30 minutes.

**Estimated Total Annual Burden:** The estimated total annual burden is 25 hours for the information collection based upon an acceptable level of statistical significance and a confidence interval of 13.6 percent.

**Total Annual Burden:** 25 hours [(50 responses × 30 minutes per response)/60 minutes = 25 hours].