

Issued in Washington, DC on December 20, 2007.

**Joe Hebert,**

*Manager, Financial Analysis and Passenger Facility Charge Branch.*

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**BILLING CODE 4910-13-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Action on Proposed Highway in Idaho

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

**ACTION:** Notice of Limitation on Claims for Judicial Review of Action by Army Corps of Engineers (USACE).

**SUMMARY:** This notice announces action taken by the USACE that is final within the meaning of 23 U.S.C. 139(l)(1). The action relates to a proposed highway project, Sandpoint North and South, Federal-aid Project No. DHP-NH-IR-CM-F-5116(068), Idaho Department of Transportation (ITD) Key No. 1729, Sandpoint in Bonner County in the State of Idaho. The action grants a Clean Water Act (CWA), section 404 permit for the project, pursuant to 33 U.S.C. 1344.

**DATES:** By this notice, the FHWA is advising the public of a final agency action subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency action on the highway project will be barred unless the claim is filed on or before June 30, 2008.

**FOR FURTHER INFORMATION CONTACT:** For FHWA: Mr. Peter Hartman, Division Administrator, Federal Highway Administration, 3050 Lakeharbor Lane Suite 126, Boise, Idaho 83703; telephone: (208) 334-1843; e-mail: [Idaho.FHWA@fhwa.dot.gov](mailto:Idaho.FHWA@fhwa.dot.gov). The FHWA Idaho Division Office's normal business hours are 8 a.m. to 4 p.m. (Mountain Time). For USACE: Mr. Brad Daly, Chief, Regulatory Division, U.S. Army Corps of Engineers, Walla Walla District, 201 North 3rd Avenue, Walla Walla, WA 99362; telephone: (509) 527-7151. Normal business hours are 8 a.m. to 5 p.m. (Pacific Time). For ITD: Mr. Damon Allen, District 1 Engineer, Idaho Transportation Department, District 1 Office, 600 West Prairie, Coeur D'Alene, ID 83815; telephone: (208) 772-1200. Normal business hours are 7 a.m. to 4 p.m. (Pacific Time).

**SUPPLEMENTARY INFORMATION:** The US-95 Sandpoint North and South project, DHP-NH-IR-CM-F-5116(068), involves construction, reconstruction and widening of an eight-mile section of US-95 from north of the community of

Sagle to north of Kootenai Cutoff Road in the City of Ponderay. A Final Environmental Impact Statement was approved by FHWA on September 9, 1999. A Record of Decision was issued on May 23, 2000. The project will be funded and constructed in phases: Sagle to the Long Bridge, Long Bridge Widening, Sand Creek Byway, and Sandpoint to Kootenai Cutoff Road. An Environmental Assessment (EA), which addressed changes in the Sand Creek Byway phase of the project since the ROD and also reevaluated the entire Sandpoint North and South project, was approved May 7, 2004. The EA was made available to the public and a revised EA and Finding of No Significant Impact (FONSI) were approved on April 15, 2005. A subsequent environmental re-evaluation of the project was approved on August 17, 2006.

Notice is hereby given that, subsequent to the earlier FHWA actions, the USACE has taken a final agency action subject to 23 U.S.C. 139(1)(1) by issuing a CWA section 404 permit for the Sand Creek Byway portion of the highway project. The actions by the USACE, related final actions by other federal agencies, and the laws under which such actions were taken, are described in the USACE decisions and its project records, referenced as USACE Permit Number: NWW No. 040500002. That information is available by contacting the USACE at the address provided above. Information about the project and project records is available from the FHWA and the Idaho Transportation Department (ITD) at the addresses provided above. Information on the project and a link to the Notice of Limitation on Claims for Judicial Review of Action by Army Corps of Engineers can also be found at <http://www.itd.idaho.gov/projects/d1/sandcreekbyway>. The FHWA EIS/ROD, EA, Reviewed EA/FONSI, re-evaluation, and other supporting information are also available by contacting the FHWA or ITD at the addresses provided above.

This notice applies to the USACE permit action taken after the FHWA actions described above, and the law under which such action was taken, specifically: section 404 of the Clean Water Act: 33 U.S.C. 1344.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

**Authority:** 23 U.S.C. 139(l)(1).

Issued on: December 19, 2007.

**Peter Hartman,**

*Division Administrator.*

[FR Doc. 07-6225 Filed 12-28-07; 8:45 am]

**BILLING CODE 4910-RY-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2007-0032]

#### Medical Review Board Public Meeting

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

**ACTION:** Notice of Medical Review Board (MRB) Public Meeting.

**SUMMARY:** FMCSA announces a public meeting of the Agency's MRB. The MRB public meeting will provide the public an opportunity to observe and participate in MRB deliberations about the revision and development of Federal Motor Carrier Safety Regulation (FMCSR) medical standards, in accordance with the Federal Advisory Committee Act (FACA).

**DATES:** The MRB meeting will be held from 9 a.m.-1 p.m. on January 28, 2008. Please note the preliminary agenda for this meeting in the **SUPPLEMENTARY INFORMATION** section of this notice for specific information.

**ADDRESSES:** The meeting will take place at the Hilton Salt Lake City Center, 255 South West Temple, 2nd Floor, Topaz Room, Salt Lake City, UT 84101. You may submit comments bearing the Federal Docket Management System (FDMS) Docket ID FMCSA-2007-0032 using any of the following methods:

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

- *Mail:* Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12-140, Washington, DC 20590-0001.

- *Hand Delivery:* West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays.

- *Fax:* 1-202-493-2251.

Each submission must include the Agency name and the docket ID for this Notice. Note that DOT posts all comments received without change to <http://www.regulations.gov>, including any personal information included in a comment. Please see the Privacy Act heading below.

*Docket:* For access to the docket to read background documents or comments, go to <http://www.regulations.gov> at any time or Room W12-140 on the ground level of the West Building, 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The DMS is available 24 hours each day, 365 days each year. If you want acknowledgment that we received your comments, please include a self-addressed, stamped envelope or postcard or print the acknowledgement page that appears after submitting comments on-line.

*Privacy Act:* Anyone may search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or of the person signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review the DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477-78; Apr. 11, 2000). This information is also available at <http://Docketinfo.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** Dr. Mary D. Gunnels, Director, Medical Programs, (202) 366-4001, [fmcsamedical@dot.gov](mailto:fmcsamedical@dot.gov), FMCSA, Department of Transportation, 1200 New Jersey Avenue, SE., Room W64-224, Washington, DC 20590-0001. Office hours are from 8:30 a.m. to 5 p.m., Monday through Friday, except Federal holidays.

*Information on Services for Individuals with Disabilities:*

For information on facilities or services for individuals with disabilities or to request special assistance at the meeting, contact Jennifer Musick at 703-998-0189 ext. 237.

**SUPPLEMENTARY INFORMATION:**

The preliminary agenda for the meeting includes:

- 0900-0920 Call to Order, Introduction and Agenda Review
- 0920-0930 Medical Review Board Administrative Discussion
- 0930-1000 Driving Evidence Reports (Seizure Disorders and Sleep Apnea)
- 1000-1100 Sleep Apnea and Driving Panel Recommendations
- 1100-1200 Seizure Disorders Panel Recommendations (cont)
- 1200-1230 MRB Deliberations on Sleep Apnea and Seizure Disorders
- 1230-1300 Public Comment Period
- 1300 Call to Adjourn

\* Breaks will be announced on meeting day and may be adjusted according to schedule changes, other meeting requirements.

**Background**

The U.S. Secretary of Transportation announced on March 7, 2006, the five medical experts who serve on FMCSA's Medical Review Board (MRB). Section 4116 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU, Pub. L. 109-59) requires the Secretary of Transportation with the advice of the MRB to "establish, review, and revise medical standards for operators of Commercial Motor Vehicles (CMVs) that will ensure that the physical condition of operators is adequate to enable them operate the vehicles safely." FMCSA is planning updates to the physical qualification regulations of CMV drivers, and the MRB will provide the necessary science-based guidance to establish realistic and responsible medical standards.

The MRB operates in accordance with the Federal Advisory Committee Act (FACA) as announced in the **Federal Register** (70 FR 57642, October 3, 2005). The MRB is charged initially with the review of all current FMCSA medical standards (49 CFR 391.41), as well as proposing new science-based standards and guidelines to ensure that drivers operating CMVs in interstate commerce, as defined in CFR 390.5, are physically capable of doing so.

**Meeting Participation**

Attendance is open to the interested public, including medical examiners, motor carriers, drivers, and representatives of medical and scientific associations. Written comments for this MRB meeting will also be accepted beginning on December 31, 2007 and continuing until February 12, 2008, and should include the docket ID that is listed in the **ADDRESSES** section.

During the MRB meeting (1230-1300), oral comments may be limited depending on how many persons wish to comment; and will be accepted on a first come, first serve basis as requestors register at the meeting. The comments must directly address relevant medical and scientific issues on the MRB meeting agenda. For more information, please view the following Web site: <http://www.fmcsa.dot.gov/mrb>.

Issued on: December 21, 2007.

**Larry W. Minor,**

*Associate Administrator for Policy and Program Development.*

[FR Doc. E7-25337 Filed 12-28-07; 8:45 am]

**BILLING CODE 4910-EX-P**

**DEPARTMENT OF TRANSPORTATION**

**Federal Motor Carrier Safety Administration**

[Docket No. FMCSA-2007-0093]

**Electronic Signatures on Documents: East West Resort Transportation, LLC, and TMS, LLC, dba Colorado Mountain Express (CME), Application for Exemption**

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

**ACTION:** Notice of application for exemption; request for comments.

**SUMMARY:** The FMCSA announces that it has received from East West Resort Transportation, LLC, and TMS, LLC, dba Colorado Mountain Express (CME), an application for an exemption from the original signature requirement for a driver on the application for employment required by the Federal Motor Carrier Safety Regulations. The exemption would allow CME to use an electronic signature as a functional equivalent of an original signature on the driver employment applications. CME states that the use of electronic signatures would substantially improve the level of service that it can provide the public, as it would expedite processing of employment applications as well as improve cost efficiency in its business. FMCSA requests public comment on CME's application for exemption.

**DATES:** Comments must be received on or before January 30, 2008.

**ADDRESSES:** You may submit comments identified by Federal Docket Management System Number FMCSA-2004-19608 by any of the following methods:

- *Web Site:* [www.regulations.gov](http://www.regulations.gov). Follow the instructions for submitting comments on the Federal electronic docket site.

- *Fax:* 1-202-493-2251.

- *Mail:* Docket Management Facility, U.S. Department of Transportation, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590-0001.

- *Hand Delivery:* Ground Floor, Room W12-140, DOT Building, 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m. e.t., Monday through Friday, except Federal holidays.

*Instructions:* All submissions must include the Agency name and docket number or Regulatory Identification Number (RIN) for this rulemaking. For detailed instructions on submitting comments and additional information on the rulemaking process, see the