

1. *General*: National Environmental Policy Act (NEPA) [42 U.S.C. 4321–4351]; Federal Aid-Highway Act [23 U.S.C. 109].

2. *Air*: Clean Air Act [42 U.S.C. 7401–7671(q)].

3. *Wildlife*: Endangered Species Act [16 U.S.C. 1531–1544 and section 1536], Fish and Wildlife Coordination Act [16 U.S.C. 661–667(d)], Migratory Bird Treaty Act [16 U.S.C. 703–712].

4. *Historic and Cultural Resources*: Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470]; Section 4(f) of the U.S. Department of Transportation Act of 1966 [49 U.S.C. 303].

5. *Social and Economic*: Civil Rights Act of 1964 [42 U.S.C. 2000(d)–2000(d)(1)]; Farmland Protection Policy Act (FPPA) [7 U.S.C. 4201–4209]; Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.

6. *Hazardous Materials*: Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9601–9675.

7. *Wetlands and Water Resources*: Clean Water Act [33 U.S.C. 1344].

8. *Executive Orders*: E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 12898 Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations.

(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: April 5, 2010.

**Bill Forrester,**

Director, Structures, Federal Highway Administration, Sacramento, California.

[FR Doc. 2010–8101 Filed 4–8–10; 8:45 am]

**BILLING CODE 4910-RY-P**

**DEPARTMENT OF TRANSPORTATION**

**Surface Transportation Board**

[STB Finance Docket No. 35364]

**R.J. Corman Railroad Company/  
Bardstown Line—Lease and Operation  
Exemption—R.J. Corman Railroad  
Property, LLC**

R.J. Corman Railroad Company/Bardstown Line (RJC Railroad Company), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to lease from R.J.

Corman Railroad Property, LLC (RJC Railroad Property), and to operate approximately 42 route miles of RJC Railroad Property's rail line extending from milepost 0.144 at or near Oneida to milepost 42.0 at or near Devonia, in Scott, Campbell, and Anderson Counties, TN.

This transaction is related to the concurrently filed notice of exemption in STB Finance Docket No. 35363, *R.J. Corman Railroad Property, LLC—Acquisition Exemption—NC Railroad, Inc.*, wherein RJC Railroad Property seeks to acquire by purchase from NC Railroad, Inc., the 42 route miles of rail line described above.

Based on projected revenues for the line, RJC Railroad Company expects to remain a Class III rail carrier after consummation of the proposed transaction. RJC Railroad Company certifies that its projected revenues as a result of this transaction will not result in the creation of a Class II or Class I rail carrier. In addition, RJC Railroad Company provides that its projected annual revenues will not exceed \$5 million.

RJC Railroad Company states that it intends to consummate the transaction on or before April 26, 2010, and will commence operations on behalf of RJC Railroad Property on or about the same day. The earliest this transaction may be consummated is April 25, 2010, the effective date of the exemption (30 days after the exemption was filed).

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction. Petitions for stay must be filed no later than April 16, 2010 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 35364, must be filed with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423–0001. In addition, a copy of each pleading must be served on David R. Irvin and Elizabeth E. Darby, Moynahan, Irvin, Mooney & Stansbury, PSC, 110 North Main Street, Nicholasville, KY 40356.

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

Decided: April 2, 2010.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

**Kulunie L. Cannon,**  
Clearance Clerk.

[FR Doc. 2010–7954 Filed 4–8–10; 8:45 am]

**BILLING CODE 4915-01-P**

**DEPARTMENT OF TRANSPORTATION**

**Bureau of Transportation Statistics**

**Advisory Council on Transportation  
Statistics; Notice of Meeting**

**AGENCY**: Research and Innovative Technology Administration, U.S. Department of Transportation.

**ACTION**: Notice.

This notice announces, pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (FACA) (Pub. L. 72–363; 5 U.S.C. app. 2), a meeting by Web conference of the Advisory Council on Transportation Statistics (ACTS). This 90 minute Web conference will be held on Friday, May 14, 2010, from 1 p.m. to 2:30 p.m. EST.

Section 5601(o) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) directs the U.S. Department of Transportation to establish an Advisory Council on Transportation Statistics subject to the Federal Advisory Committee Act (5 U.S.C., App. 2) to advise the Director of BTS on the quality, reliability, consistency, objectivity, and relevance of transportation statistics and analyses collected, supported, or disseminated by the Bureau and the Department.

The following is a summary of the Web conference tentative agenda: (1) Welcome by RITA Administrator and introduction of council members; (2) Meeting purpose and agenda review; (3) Overview of ACTS purpose, roles, and responsibilities; (4) Brief ethics review; (5) Overview of the Bureau of Transportation Statistics organization, management, mission, and plans related to the Secretary's strategic goals; and (6) Council Members' questions and discussion regarding next steps. Participation in the Web conference is open to the public, but the limited number of conference telephone lines will be available on a first come, first served basis. Members of the public who wish to participate must notify Chanel Winston at [chanel.winston@dot.gov](mailto:chanel.winston@dot.gov), not later than April 25, 2010, at which time the Web conference URL and teleconference phone number will be provided. Members of the public may present oral statements at the meeting with the approval of Steven D. Dillingham,

Director of the Bureau of Transportation Statistics. Non-committee members wishing to present oral statements or obtain information should contact Ms. Winston via email no later than April 27, 2010.

Questions about the agenda or written comments may be emailed or submitted by U.S. Mail to: U.S. Department of Transportation, Research and Innovative Technology Administration, Bureau of Transportation Statistics, Attention: Chanel Winston, 1200 New Jersey Avenue, SE., Room # E34-455, Washington, DC 20590, or faxed to (202) 366-1270. BTS requests that written comments be received by April 30, 2010.

Notice of this meeting is provided in accordance with the FACA and the General Services Administration regulations (41 CFR part 102-3) covering management of Federal advisory committees.

Issued in Washington, DC, on the 2nd day of April 2010.

**Steven D. Dillingham,**

*Director, Bureau of Transportation Statistics*

[FR Doc. 2010-8109 Filed 4-8-10; 8:45 am]

**BILLING CODE 4910-HY-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[Docket No. FAA-2010]

#### Passenger Facility Charge Database System for Air Carrier Reporting

**AGENCY:** Federal Aviation Administration (FAA), Department of Transportation (DOT).

**ACTION:** Notice of availability.

**SUMMARY:** The Federal Aviation Administration (FAA) is issuing this Notice of Availability to inform interested parties of the availability of the Passenger Facility Charge (PFC) database system to report PFC quarterly report information. In accordance with 14 CFR part 158.63, the public agency approved to collect PFCs must provide quarterly PFC reports to air carriers collecting PFCs for the public agency and the FAA. In accordance with § 158.65, each air carrier collecting PFCs for a public agency must provide quarterly reports to the public agency unless otherwise agreed to by the collecting air carrier and the public agency. The FAA has developed a national PFC database system in order to more easily track the PFC program on a nationwide basis. The PFC database system was developed in three phases. The first phase was a national internal database for FAA use. The second phase

expanded the database to allow public agencies to enter and access the PFC quarterly reports for their airport(s). The third phase expands the system to provide database access to the air carriers. The first and second phases of the database are complete. The third phase will allow air carriers to enter PFC collection and remittance information directly into the PFC database on a monthly basis. Use of the PFC database is voluntary and is not the sole means of complying with sections 158.63 and 158.65. However, as stated in 158.20(b), once the air carriers have access to the FAA's PFC database system, those air carriers and public agencies participating in the system will no longer be required to transmit quarterly reports to any interested party.

**DATES:** The system will be fully available to all users (FAA, public agencies, and air carriers) on June 21, 2010.

**FOR FURTHER INFORMATION CONTACT:** Jane Johnson, Financial Analysis and Passenger Facility Charge Branch (APP-510), Room 619, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-5878, e-mail: [9-AWA-ARP-APP-PFC-Info@FAA.GOV](mailto:9-AWA-ARP-APP-PFC-Info@FAA.GOV).

**SUPPLEMENTARY INFORMATION:** The PFC program is codified in Title 49 United States Code (U.S.C.) § 40117 and is implemented by 14 CFR part 158. The PFC program provides an important and independent source of financing for the needs of U.S. commercial service airports through an airport enplanement charge per passenger of \$1, \$2, \$3, \$4, or \$4.50 per trip segment up to a maximum of two segments on a one-way trip and four segments on a round trip. Air carriers collect and remit the PFC fees directly to an eligible public agency authorized by the FAA in accordance with statutory and regulatory requirements to impose a PFC at a commercial service airport(s) it controls.

Under part 158, public agencies controlling commercial service airports can apply to the FAA for authority to impose and/or use a PFC to finance approved, eligible airport related projects. Section 158.3 defines a public agency to be a state or any agency or one or more states; a municipality or other political subdivision of a state; an authority created by Federal, State, or local law; a tax-supported organization; or an Indian tribe or pueblo that controls a commercial service airport. A private entity controlling an airport participating in the Pilot Program for Private Ownership of Airports (49

U.S.C. 47134) may also apply to impose and use a PFC.

The FAA must issue a final decision approving or disapproving a PFC application, in whole or in part. Following the FAA's full or partial approval of an application to impose a PFC, the public agency must notify air carriers and foreign air carriers required to collect PFCs at its airport(s) of the FAA's approval, including the approved PFC level and dates of collection. Air carriers collect PFCs from their passengers in accordance with 158.45 or 158.47. Air carriers collecting PFCs are required by section 158.51 to remit the PFC revenue collected, less a prescribed handling fee, to the appropriate public agency on a monthly basis.

Beginning in the year that PFC revenues are first collected by air carriers on behalf of a public agency, such public agencies approved for PFC collection are required by section 158.63 to provide quarterly reports to air carriers collecting PFC revenue for the public agency and the FAA.

The quarterly report is designed to provide the air carriers and the FAA with sufficient information for oversight of PFC revenue. The public agency quarterly report must be provided on or before the last day of the calendar quarter or other period agreed to by the collecting carrier and public agency for which funds were collected.

Similarly, each air carrier collecting PFCs for a public agency must file quarterly reports to the public agency, unless otherwise agreed to by the collecting air carrier and public agency. The air carrier's quarterly report provides an accounting of funds collected and funds remitted to each public agency.

The air carrier's quarterly report is required to be filed on or before the last day of the calendar month following the calendar quarter, or other period as agreed to by the collecting carrier and public agency for which funds were collected.

The FAA's PFC database has been designed to facilitate electronic filing and retrieval of the public agencies' and the air carriers' quarterly reports. This will allow both user groups timely access to the other party's reports and will facilitate standardized record keeping.

The PFC database has been designed with two methods for air carriers to enter their quarterly report information. The first method is a manual data entry wherein the air carrier will select each airport and inputs each data element. The second method is an upload of the quarterly information into the database