

Provided no formal expression of intent to file an offer of financial assistance (OFA) <sup>1</sup> to subsidize continued rail service has been received, this exemption will be effective on January 2, 2019, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues and formal expressions of intent to file an OFA to subsidize continued rail service under 49 CFR 1152.27(c)(2) <sup>2</sup> must be filed by December 13, 2018.<sup>3</sup> Petitions for reconsideration must be filed by December 24, 2018, with the Surface Transportation Board, 395 E Street SW, Washington, DC 20423-0001.

A copy of any petition filed with Board should be sent to CSXT's representative, Louis E. Gitomer, Law Offices of Louis E. Gitomer, LLC, 600 Baltimore Avenue, Suite 301, Towson, MD 21204.

If the verified notice contains false or misleading information, the exemption is void ab initio.

Board decisions and notices are available on our website at [www.stb.gov](http://www.stb.gov).

Decided: November 28, 2018.

By the Board, Scott M. Zimmerman, Acting Director, Office of Proceedings.

**Jeffrey Herzig,**  
Clearance Clerk.

[FR Doc. 2018-26227 Filed 11-30-18; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Random Drug and Alcohol Testing Percentage Rates of Covered Aviation Employees for the Period of January 1, 2019, Through December 31, 2019

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

**ACTION:** Notice.

**SUMMARY:** The FAA has determined that the minimum random drug and alcohol testing percentage rates for the period

January 1, 2019, through December 31, 2019, will remain at 25 percent of safety-sensitive employees for random drug testing and 10 percent of safety-sensitive employees for random alcohol testing.

**FOR FURTHER INFORMATION CONTACT:** Ms. Vicky Dunne, Office of Aerospace Medicine, Drug Abatement Division, Program Policy Branch (AAM-820), Federal Aviation Administration, 800 Independence Avenue SW, Room 806, Washington, DC 20591; Telephone (202) 267-8442.

*Discussion:* Pursuant to 14 CFR 120.109(b), the FAA Administrator's decision on whether to change the minimum annual random drug testing rate is based on the reported random drug test positive rate for the entire aviation industry. If the reported random drug test positive rate is less than 1.00%, the Administrator may continue the minimum random drug testing rate at 25%. In 2017, the random drug test positive rate was 0.659%. Therefore, the minimum random drug testing rate will remain at 25% for calendar year 2019.

Similarly, 14 CFR 120.217(c), requires the decision on the minimum annual random alcohol testing rate to be based on the random alcohol test violation rate. If the violation rate remains less than 0.50%, the Administrator may continue the minimum random alcohol testing rate at 10%. In 2017, the random alcohol test violation rate was 0.108%. Therefore, the minimum random alcohol testing rate will remain at 10% for calendar year 2019.

**SUPPLEMENTARY INFORMATION:** If you have questions about how the annual random testing percentage rates are determined please refer to the Code of Federal Regulations Title 14, section 120.109(b) (for drug testing), and 120.217(c) (for alcohol testing).

Issued in Washington, DC, on November 20, 2018.

**Michael A. Berry,**  
Federal Air Surgeon.

[FR Doc. 2018-26199 Filed 11-30-18; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket No. FRA-2018-0008-N-11]

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

**AGENCY:** Federal Railroad Administration (FRA), U.S. Department of Transportation (DOT).

**ACTION:** Notice of information collection; request for comment.

**SUMMARY:** Under the Paperwork Reduction Act of 1995 (PRA) and its implementing regulations, FRA seeks approval of the Information Collection Requests (ICRs) abstracted below. Before submitting these ICRs to the Office of Management and Budget (OMB) for approval, FRA is soliciting public comment on specific aspects of the activities identified below.

**DATES:** Interested persons are invited to submit comments on or before February 1, 2019.

**ADDRESSES:** Submit written comments on the ICRs activities by mail to either: Mr. Robert Brogan, Information Collection Clearance Officer, Office of Railroad Safety, Regulatory Analysis Division, Federal Railroad Administration, 1200 New Jersey Avenue SE, Room W33-497, Washington, DC 20590; or Ms. Kim Toone, Information Collection Clearance Officer, Office of Information Technology, Federal Railroad Administration, 1200 New Jersey Avenue SE, Room W34-212, Washington, DC 20590. Commenters requesting FRA to acknowledge receipt of their respective comments must include a self-addressed stamped postcard stating, "Comments on OMB Control Number 2130-XXXX," (the relevant OMB control number for each ICR is listed below) and should also include the title of the ICR. Alternatively, comments may be faxed to (202) 493-6216 or (202) 493-6497, or emailed to Mr. Brogan at [Robert.Brogan@dot.gov](mailto:Robert.Brogan@dot.gov), or Ms. Toone at [Kim.Toone@dot.gov](mailto:Kim.Toone@dot.gov). Please refer to the assigned OMB control number in any correspondence submitted. FRA will summarize comments received in response to this notice in a subsequent notice and include them in its information collection submission to OMB for approval.

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert Brogan, Information Collection Clearance Officer, Office of Railroad Safety, Regulatory Analysis Division, Federal Railroad Administration, 1200 New Jersey Avenue SE, Room W33-497, Washington, DC 20590 (telephone: (202) 493-6292); or Ms. Kim Toone, Information Collection Clearance Officer, Office of Information Technology, Federal Railroad Administration, 1200 New Jersey Avenue SE, Room W34-212, Washington, DC 20590 (telephone: (202) 493-6132).

**SUPPLEMENTARY INFORMATION:** The PRA, 44 U.S.C. 3501-3520, and its

<sup>1</sup> The Board modified its OFA procedures effective July 29, 2017. Among other things, the OFA process now requires potential offerors, in their formal expression of intent, to make a preliminary financial responsibility showing based on a calculation using information contained in the carrier's filing and publicly available information. See *Offers of Financial Assistance*, EP 729 (STB served June 29, 2017); 82 FR 30997 (July 5, 2017).

<sup>2</sup> Each OFA must be accompanied by the filing fee, which currently is set at \$1,800. See 49 CFR 1002.2(f)(25).

<sup>3</sup> Because this is a discontinuance proceeding and not an abandonment, trail use/rail banking and public use conditions are not appropriate. Because there will be an environmental review during abandonment, this discontinuance does not require environmental review.

implementing regulations, 5 CFR part 1320, require Federal agencies to provide 60-days' notice to the public to allow comment on information collection activities before seeking OMB approval of the activities. *See* 44 U.S.C. 3506, 3507; 5 CFR 1320.8 through 1320.12. Specifically, FRA invites interested parties to comment on the following ICRs regarding: (1) Whether the information collection activities are necessary for FRA to properly execute its functions, including whether the activities will have practical utility; (2) the accuracy of FRA's estimates of the burden of the information collection activities, including the validity of the methodology and assumptions used to determine the estimates; (3) ways for FRA to enhance the quality, utility, and clarity of the information being

collected; and (4) ways for FRA to minimize the burden of information collection activities on the public, including the use of automated collection techniques or other forms of information technology. *See* 44 U.S.C. 3506(c)(2)(A); 5 CFR 1320.8(d)(1).

FRA believes that soliciting public comment may reduce the administrative and paperwork burdens associated with the collection of information that Federal regulations require. In summary, FRA reasons that comments received will advance three objectives: (1) Reduce reporting burdens; (2) organize information collection requirements in a "user-friendly" format to improve the use of such information; and (3) accurately assess the resources expended to retrieve and produce information requested. *See* 44 U.S.C. 3501.

The summaries below describe the ICRs that FRA will submit for OMB clearance as the PRA requires:

*Title:* Certification of Glazing Materials.

*OMB Control Number:* 2130–0525.

*Abstract:* The collection of information is set forth under 49 CFR part 223, which requires the certification and permanent marking of glazing materials by the manufacturer. The manufacturer is also responsible for making available test verification data to railroads and FRA upon request.

*Form Number(s):* N/A.

*Affected Public:* Businesses.

*Respondent Universe:* Railroads/Manufacturers.

*Frequency of Submission:* On occasion.

CFR section	Respondent universe	Total annual responses	Average time per response	Total annual burden hours
223.3—Application .....	692 railroads .....	400 marked tools (small hammers) with instructions. ....	30 minutes .....	200
—Locomotives, passenger cars, and cabooses built after 1945 used only for excursion, educational, recreational, or private transportation purposes that must comply with emergency window requirements: Marked tools with instruction.	.....	.....	.....	.....
223.11—Locomotive placed in designated service due to a damaged or broken cab window so that the window fails to permit good visibility.	692 railroads .....	15 designated locomotives.	30 seconds .....	.125
223.17—Request to manufacturer of glazing certification information.	5 manufacturers .....	10 requests .....	15 minutes .....	3
—Identification/marketing of each unit of glazing material.	5 manufacturers .....	25,000 marked pieces of glazing.	480 pieces per hour .....	52
—Test verification data .....	5 manufacturers .....	1 test .....	14 hours .....	14

*Total Estimated Responses:* 25,426.

*Total Estimated Total Annual Burden:* 269 hours.

*Status:* Regular Review.

*Title:* Disqualification Proceedings.

*OMB Control Number:* 2130–0529.

*Abstract:* FRA regulations at 49 CFR part 209, subpart D, explain FRA's responsibilities, and the rights and responsibilities of railroads and railroad employees, regarding disqualification procedures. Specifically, 49 CFR 209.331, enforcement of a disqualification order, requires: (a) A railroad employing or formerly

employing a disqualified individual to disclose the terms and conditions of the order to the individual's new or prospective employer railroad; (b) a railroad considering hiring an individual in a safety-sensitive position to inquire from the individual's prior employer railroad whether the individual is serving under a disqualification order; and (c) a disqualified individual to inform his employer of the disqualification order and provide a copy of the order to the employer and to inform a prospective

employer railroad of the disqualification order and provide a copy of the order. Additionally, 49 CFR 209.333(b) prohibits a railroad from employing a person subject to a disqualification order in any manner inconsistent with the order.

*Form Number(s):* N/A.

*Affected Public:* Businesses.

*Respondent Universe:* 40,000 railroad employees (safety sensitive)/741 railroads.

*Frequency of Submission:* On occasion.

CFR section	Respondent universe	Total annual responses	Average time per response	Total annual burden hours
209.307—Reply by railroad employee to disqualification charges.	40,000 railroad employees.	1 reply .....	3 hours .....	3
209.309—Informal response by railroad employee to a notice of proposed disqualification.	40,000 railroad employees.	1 response .....	1 hour .....	1

CFR section	Respondent universe	Total annual responses	Average time per response	Total annual burden hours
209.331—Railroad enforcement of disqualification order: RR employing or formerly employing a person serving under a disqualification order must inform other prospective employers.	741 railroads .....	1 notification letter + 1 informational letter.	15 minutes + 15 minutes.	.50
209.331—Person subject to disqualification order must inform his/her employer and provide copy to employer within 5 days after receipt of such order.	40,000 railroad employees.	1 disqualification letter + 1 copy of disqualification order.	15 minutes + 15 minutes.	.50

*Total Estimated Responses:* 3.  
*Total Estimated Total Annual Burden:* 5 hours.  
*Status:* Regular Review.

*Title:* Ballast Defects and Conditions—Importance of Identification and Repair in Preventing Development of Unsafe Combinations of Track Conditions.

*OMB Control Number:* 2130–0614.  
*Respondent Universe:* 741 Railroads.

Safety advisory 2015–04	Respondent universe	Total annual responses	Average time per response (minutes)	Total annual burden hours
(1) RR Assessment and Update of Engineering Instructions to provide Guidance to Its Track Inspectors on How to Identify and Repair Ballast Defects and Other Ballast Conditions.	741 Railroads .....	100 assessments + 100 engineering instruction updates.	60	200
(2) RR Training of Its Track Inspectors on Updated Engineering Instructions and FRA Safety Advisory 2015–04.	741 Railroads .....	10,000 trained track inspectors/ records.	60	10,000

*Form Number(s):* N/A.  
*Frequency of Submission:* One-time; on occasion.  
*Total Estimated Responses:* 10,200.  
*Total Estimated Annual Burden:* 10,200 hours.  
*Status:* Regular Review.  
Under 44 U.S.C. 3507(a) and 5 CFR 1320.5(b) and 1320.8(b)(3)(vi), FRA informs all interested parties that it may not conduct or sponsor, and a respondent is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

**Authority:** 44 U.S.C. 3501–3520.

**Juan D. Reyes III,**  
*Chief Counsel.*

[FR Doc. 2018–26177 Filed 11–30–18; 8:45 am]

**BILLING CODE 4910–06–P**

## DEPARTMENT OF THE TREASURY

### Office of Foreign Assets Control

#### Notice of OFAC Sanctions Actions

**AGENCY:** Office of Foreign Assets Control, Treasury.

**ACTION:** Notice.

**SUMMARY:** The Department of the Treasury's Office of Foreign Assets Control (OFAC) is publishing the names

of one or more persons that have been placed on OFAC's Specially Designated Nationals and Blocked Persons List based on OFAC's determination that one or more applicable legal criteria were satisfied. All property and interests in property subject to U.S. jurisdiction of these persons are blocked, and U.S. persons are generally prohibited from engaging in transactions with them.

**DATES:** See **SUPPLEMENTARY INFORMATION** section.

#### FOR FURTHER INFORMATION CONTACT:

OFAC: Associate Director for Global Targeting, tel.: 202–622–2420; Assistant Director for Sanctions Compliance & Evaluation, tel.: 202–622–2490; Assistant Director for Licensing, tel.: 202–622–2480; Assistant Director for Regulatory Affairs, tel.: 202–622–4855; or the Department of the Treasury's Office of the General Counsel: Office of the Chief Counsel (Foreign Assets Control), tel.: 202–622–2410.

#### SUPPLEMENTARY INFORMATION:

##### Electronic Availability

The Specially Designated Nationals and Blocked Persons List and additional information concerning OFAC sanctions programs are available on OFAC's website ([www.treasury.gov/ofac](http://www.treasury.gov/ofac)).

#### Notice of OFAC Action(s)

On November 27, 2018, OFAC determined that the property and interests in property subject to U.S. jurisdiction of the following persons are blocked under the relevant sanctions authorities listed below.

##### Individuals

1. Murillo De Ortega, Rosario Maria, Managua, Nicaragua; DOB 22 Jun 1951; nationality Nicaragua; Gender Female; Passport A00000106 (Nicaragua) (individual) [Nicaragua].

Designated pursuant to section 1(a)(iii) of Executive Order XX of November 27, 2018, "Blocking Property of Certain Persons Contributing to the Situation in Nicaragua" (E.O. XX) for being an official of the Government of Nicaragua or to having served as an official of the Government of Nicaragua at any time on or after January 10, 2007.

2. Moncada Lau, Nestor (a.k.a. "CHEMA"); DOB 02 Mar 1954; POB Managua, Nicaragua; nationality Nicaragua; Gender Male (individual) [Nicaragua].

Designated pursuant to section 1(a)(v) of E.O. XX for having acted or purported to have acted for or on behalf of, directly or indirectly, Rosario Maria Murillo De Ortega, a person whose property and interests in property are blocked pursuant to E.O. XX.

Dated: November 27, 2018.

**Andrea Gacki,**

*Director, Office of Foreign Assets Control.*

[FR Doc. 2018–26126 Filed 11–30–18; 8:45 am]

**BILLING CODE 4810–AL–P**