

committee chairman may allow public presentations of oral statements at the meeting.

Gregory D. Showalter,

Army Federal Register Liaison Officer.

[FR Doc. 97-25636 Filed 9-25-97; 8:45 am]

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DEPARTMENT OF DEFENSE

Department of the Army

Program for Qualifying Department of Defense Ground Passenger Carriers

AGENCY: Military Traffic Management Command, DOD.

ACTION: Notice.

SUMMARY: Reference previous Notice (Request for comments) in **Federal Register**, Vol. 62, No. 61, dated March 31, 1997, page 15165, provided a 60 day comment period on the proposed changes to the Military Bus Agreement (MBA). Comments and Military Traffic Management Command (MTMC's) responses to those comments are addressed accordingly and are provided below. The MBA is amended to improve the standards for qualifying carriers transporting Department of Defense (DOD) passengers by bus, van and limousine service. The improvements are prepared under a new basic Agreement. The changes affect all current and future ground passenger carriers transporting for the DOD. A copy of the final Agreement between Military Traffic Management Command (MTMC) and ground passenger carriers is available upon request.

EFFECTIVE DATE: This new basic Agreement is effective 1 October 1997.

FOR FURTHER INFORMATION CONTACT: Leesha Saunders at 703-681-6393; Headquarters, Military Traffic Management Command, ATTN: MTOP-QQ, Room 630, 5611 Columbia Pike, Falls Church, VA 22041-5050.

SUPPLEMENTARY INFORMATION:

Comments: The following comments were received from Industry:

Comment 1. (II-2 Carrier Application, c. & Department of Transportation (DOT) Rating) Continental Air Transport commented on the regulatory procedures for their individual company in relation to the DOT safety fitness rating for all carriers applying to the Military Bus Program. The carrier operates ten passenger vans. These vehicles are too small to be regulated by the Department of Transportation (DOT); therefore, they cannot obtain a safety fitness rating from DOT.

Response 1. These objections reflect concerns relevant to a van carrier like Continental Air Transport. The DOT's safety fitness rating requirements for the MBA is for carriers whose vehicles seat 16 passengers or more including the driver. Under the present and future MBA application requirements, carriers whose vehicles seat a maximum of 15 passengers are only required to submit copies of their vehicle licenses with their applications. Van & limousine carriers applying for approval from deregulated states must submit a notarized letter indicating they meet all state requirements.

Comment 2. (III-8 Driver Qualifications) Continental Air Transport Company comments that the state of Illinois and the DOT do not require their drivers to have Commercial Driver's Licenses (CDL). In addition, the carrier comments it is not possible to get a CDL specifically for their vehicle capacity. The carrier further explains its driving staff undergoes in-house training including the National Safety Council's Defense Driving Course. Recommended change is that the statement " * * * hold a current commercial driver's license * * *" be deleted from this section and maintain the following wording: " * * * be properly qualified and licensed and operate the type of equipment owned by the carrier."

Response 2. Continental Air Transport Co. comment refers to carriers with vehicles seating less than 16 passengers. Many companies making application to the MBA operate vehicles that seat more than 16 passengers and those drivers are required by federal and local regulations to have and carry their CDL. Therefore, the following sentence change is made: "Drivers, in addition to meeting the DOT's requirements, must be legal residents of the United States, be able to communicate in English, hold a current commercial driver's license or be properly qualified and licensed to operate the type of equipment owned by the carrier."

Comment 3. (III-9 Financial Statements) Continental Air Transport Co. believes that carriers would have problems providing copies of their financial statements to MTMC for qualifying for the MBA.

Response 3. The proof of the financial stability of carriers is to reduce the risk to the Department of Defense of approving carriers who are not financially able to provide safe and reliable passenger service. Thus, financial information is required at time of application or upon request of the MTMC. However, the requirement for

Certified Public Accountant audited statements is removed.

MTMC is the agency established within the DOD for the procurement of land transportation from commercial carriers for DOD passengers, their families and impedimenta, in domestic movements procured by the MTMC and DOT Transportation Offices. In light of current deregulation and changing federal regulations, MTMC is modifying the passenger policies in order to improve the current qualification program. The MBA is the standards of service carriers must meet for MTMC approval including the Federal Motor Carrier Safety Regulations and DOD passenger requirements. Under the new Agreement carriers must show compliance with federal, state and DOD passenger safety requirements. All bus, van and limousine carriers currently approved by MTMC will be required to re-sign the new MBA and provide proof of insurance, company drug testing, financial and additional information newly established under the revised Amendment.

Alan M. Cox,

Colonel, U.S. Army, Acting Chief, Qualification Division.

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DEPARTMENT OF EDUCATION

Notice of Proposed Information Collection Requests

AGENCY: Department of Education.

ACTION: Notice of proposed information collection requests.

SUMMARY: The Deputy Chief Information Officer, Office of the Chief Information Officer, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

DATES: An emergency review has been requested in accordance with the Act (44 U.S.C. Chapter 3507 (j)), since public harm is reasonably likely to result if normal clearance procedures are followed. Approval by the Office of Management and Budget (OMB) has been requested by September 30, 1997. A regular clearance process is also beginning. Interested persons are invited to submit comments on or before November 25, 1997.

ADDRESSES: Written comments regarding the emergency review should be addressed to the Office of Information and Regulatory Affairs, Attention: Dan Chenok, Desk Officer: Department of Education, Office of

Management and Budget, 725 17th Street, NW., Room 10235, New Executive Office Building, Washington, D.C. 20503. Requests for copies of the proposed information collection request should be addressed to Patrick J. Sherrill, Department of Education, 7th & D Streets, S.W., Room 5624, Regional Office Building 3, Washington, D.C. 20202-4651. Written comments regarding the regular clearance and requests for copies of the proposed information collection requests should be addressed to Patrick J. Sherrill, Department of Education, 600 Independence Avenue, S.W., Room 5624, Regional Office Building 3, Washington, DC 20202-4651, or should be electronic mailed to the internet address #FIRB@ed.gov, or should be faxed to 202-708-9346.

FOR FURTHER INFORMATION CONTACT: Patrick J. Sherrill (202) 708-8196. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

SUPPLEMENTARY INFORMATION: Section 3506 (c)(2)(A) of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 3506 (c)(2)(A) requires that the Director of OMB provide interested Federal agencies and the public an early opportunity to comment on information collection requests. The Office of Management and Budget (OMB) may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Deputy Chief Information Officer, Office of the Chief Information Officer, publishes this notice containing proposed information collection requests at the beginning of the Departmental review of the information collection. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g., new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. ED invites public comment at the address specified above. Copies of the requests are available from Patrick J. Sherrill at the address specified above.

The Department of Education is especially interested in public comment

addressing the following issues: (1) is this collection necessary to the proper functions of the Department, (2) will this information be processed and used in a timely manner, (3) is the estimate of burden accurate, (4) how might the Department enhance the quality, utility, and clarity of the information to be collected, and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology.

Dated: September 22, 1997.

Gloria Parker,

Deputy Chief Information Officer, Office of the Chief Information Officer.

Office of Special Education and Rehabilitative Services

Type of Review: Reinstatement

Title: Performance Report—Training Personnel for the Education of Individuals with Disabilities

Abstract: These Performance Reports collect information required of grantees receiving Federal funds under Part D of the Individuals with Disabilities Education Act (IDEA), required by P.L. 101-476 and 102-119, through fiscal year 1997 grants. Training data will be summarized in the Office of Special Education and Rehabilitative Services' (OSERS') Annual Report to Congress, including data on special education and related services personnel, as well as parents trained.

Additional Information: Recently, the U.S. Department of Education's Office of the General Counsel rendered a legal opinion that, because the new law takes effect beginning Fiscal Year 1998, the old law governs reporting requirements for grantees who were funded for Fiscal Years 1996 and 1997. This being the case, data reports are still required by law to be filed with the Department by the grantees no later than November 30, 1997, for the Fiscal Year 1996 budget reporting period. In order to accomplish the mailout to grantees of the data collection forms and instructions, an emergency extension is urgently sought for this package so that the Department can comply with the law. Approval is needed to permit the mailout to occur on October 15. To secure the support services of the Department's mailout contractor, OMB approval needs to be obtained no later than September 30, 1997.

Frequency: Annually

Affected Public: Businesses or other for-profits; not-for-profit institutions; State, local or Tribal Gov't, SEAs or LEAs

Annual Reporting and Recordkeeping Hour Burden:

Responses: 894

Burden Hours: 1,192

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. ID-2170-001]

William W. Berry; Notice of Filing

September 22, 1997.

Take notice that on July 30, 1997, William W. Berry filed an application for authorization under Section 305(b) of the Federal Power Act to hold the following positions:

Director: ISO New England Inc.

Director: Scott & Stringfellow Financial Corp.

Any person desiring to be heard or to protest said filings should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 385.214). All such motions or protests should be filed on or before October 3, 1997. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 97-25559 Filed 9-25-97; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. OA97-703-000]

Black Hills Power and Light Company; Notice of Filing

September 22, 1997.

Take notice that on July 31, 1997, Black Hills Power and Light Company tendered for filing its Open Access Transmission Tariff filing.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211