

commodities under the provisions of 49 U.S.C. 13902, surface freight forwarders under the provisions of 49 U.S.C. 13903, and property brokers under the provisions of 49 U.S.C. 13904. These persons may conduct transportation services only if they are registered pursuant to 49 U.S.C. 13901. The Secretary has delegated authority pertaining to these registrations to the FHWA. Registration remains valid only as long as the transportation entities maintain, on file with the FHWA, evidence of the required levels of insurance coverage pursuant to 49 U.S.C. 13906. Regulations governing financial responsibility requirements are found at 49 CFR part 387. Forms BMC-91, 91x and 82 provide evidence of the required coverage for bodily injury and property damage (BI&PD) liability. Forms BMC-34 and 83 establish compliance with cargo liability requirements. Forms BMC-84 and 85 are filed by brokers to comply with the requirement for a \$10,000 surety bond or trust fund agreement. Forms BMC-35, 36, and 85 cancel prior filings. Forms BMC-90 and 32 are endorsements which must be attached to BI&PD and cargo insurance policies, respectively, but are not filed with the FHWA. Motor carriers can also apply to self-insure BI&PD and/or cargo liability in lieu of filing certificates of insurance or surety bonds with the FHWA. Form BMC-40 is the application used to apply for self-insurance authority.

Estimated Total Annual Burden: The estimated total annual burden is 200 hours for the BMC-40 based on 5 filings per year. The estimated total annual burden for all of the other forms is 30,000 hours based on 180,000 filings per year.

ADDRESSES: Send comments, within 30 days, to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725-17th Street, NW., Washington, DC 20503, Attention DOT Desk Officer. Comments are invited on: whether the proposed collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collection; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

A comment to OMB is best assured of having its full effect if OMB receives it within 30 days of publication.

Issued in Washington, DC, on October 26, 1998.

Vanester M. Williams,

Clearance Officer, United States Department of Transportation.

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DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Reports, Forms and Recordkeeping Requirements

AGENCY: Office of the Secretary, DOT.

ACTION: Notice.

SUMMARY: This notice lists those forms, reports, and recordkeeping requirements imposed upon the public which were transmitted by the Department of Transportation to the Office of Management and Budget (OMB) for its approval in accordance with the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35). Section 3507 of Title 44 of the United States Code, requires that agencies prepare a notice for publication in the **Federal Register**, listing information collection request submitted to OMB for approval or renewal under that Act. OMB reviews and approves agency submissions in accordance with criteria set forth in that Act. In carrying out its responsibilities, OMB also considers public comments on the proposed forms and the reporting and recordkeeping requirements. OMB approval of an information collection requirement must be renewed at least once every three years.

The **Federal Register** Notice with a 60-day comment period soliciting comments on the information collection's described below was published on August 19, 1998 (63 FR 44503-44505). The ICR's are: 1. Claims Under The Oil Pollution Act of 1990; 2. Security Zones, Regulated Navigation Areas, and Safety Zones; 3. Advance Notice and Adequacy Certification for Reception Facilities; 4. Commercial Fishing Vessel Regulations; 5. Equivalent and Approved Equipment; 6. Marine Portable Tanks (MPT's); Alteration Non-specification Portable Tanks; Approval; 7. Plan Approval and Records For Vessels Carrying Oil in Bulk; 8. Application For A Permit To Transport Municipal or Commercial Waste; and 9. State Access To The Oil Spill Liability Trust Fund For Removal

Costs Under The Oil Pollution Act of 1990.

DATES: Comments on this notice must be received on or before November 30, 1998.

FOR FURTHER INFORMATION CONTACT: For copies of these documents, contact Barbara Davis, Office of Information Management, 202-267-2326.

SUPPLEMENTARY INFORMATION:

U. S. Coast Guard

1. *Title:* Claims Under the Oil Pollution Act of 1990.

OMB Control Number: 2115-0596.

Type of Request: Extension of a currently approved collection.

Forms: N/A.

Affected Public: Claimants and responsible parties of oil spills.

Abstract: The information collected will be used to determine if claims submitted to the Oil Spill Liability Trust Fund are compensable and where compensable, ensure that the correct amount of reimbursement for damages are made from the Fund.

Need: Coast Guard will ensure that fair and reasonable payments are made to claimants and will protect the interest of the Federal Government. Claims that are submitted must be fully substantiated and the procedures for advertising and presentation of claims must be followed as directed by OPA 90 (33 U.S.C. 2713 and 2714).

Burden Estimate: The estimated burden is 10,163 hours annually.

2. *Title:* Security Zones, Regulated Navigation Areas, and Safety Zones.

OMB Control Number: 2115-0076.

Type Request: Extension of a currently approved collection.

Form(s): N/A.

Affected Public: States, Local Government Agencies, Vessels and facilities.

Abstract: The information for this report is only collected when a security zone, regulated navigation area or safety zone is requested. The information collected will be used to assess the need to establish a security zone, safety zone or regulated navigation area.

Need: 33 CFR, parts 6 and 165 gives the Coast Guard Captain of the Port (COTP), the authority to designate security zones in the U.S. for a period of time he deems necessary to prevent damage or injury. 33 U.S.C. 1223 authorized the Coast Guard to prescribe regulations to control vessel traffic in areas which are determined to be hazardous due to conditions of reduced visibility, adverse weather or vessel congestion. 33 U.S.C. 1225 authorized the Coast Guard to establish regulations to allow the designation of safety zones

where access is limited to authorized persons, vehicles, or vessels to protect the public from hazardous situations.

Burden: The estimated burden is 394 hours annually.

3. Title: Advance Notice and Adequacy Certification for Reception Facilities.

OMB Control Number: 2115-0543. (2115-0554 Advance Notice of Need for Reception Facilities, is combined into this collection).

Type Request: Extension of a currently approved collection.

Form(s): CG-5401, CG-5401A, CG-5401B, and CG-5401C.

Affected Public: Reception Facility Owners and Operators of Ports and Terminals.

Abstract: Persons in charge of ports and terminals will submit information necessary for the Coast Guard to determine whether their reception facility is adequate. Ships in need of a reception facility will be required to give a 24 hour notice.

Need: 33 U.S.C. 1905 gives Coast Guard the authority to certify the adequacy of reception facilities at ports and terminals. Reception facilities are needed to receive wastes which ships may not discharge at sea. Under these regulations, there are discharge limitations for oil and oily wastes, noxious liquid substances, plastics and other garbage.

Burden: The burden estimate is 175.5 hours annually.

4. Title: Commercial Fishing Industry Vessel Safety Regulations.

OMB Control Number: 2115-0582.

Type Request: Extension of a currently approved collection.

Form(s): N/A.

Affected Public: Underwriters of Insurance Co., Owners, Agents and Individuals-in-charge of commercial fishing vessels.

Abstract: The reporting requirements for this information collection are intended to improve safety on board commercial fishing industry vessels. The requirements apply to all commercial fishing vessels and seamen on such vessels. The information collections require: (a) The posting of a placard to inform individuals on board of their duties, (b) that new fish processing vessels meet all classification and survey requirements of the American Bureau of Shipping, (c) that stability information for each vessel in detail be submitted, (d) marking of lifesaving equipment, (e) that letters of acceptance for instructors and the course curriculum being proposed to ensure that the instructors and the course being taught meet minimum

standards and (f) that letters approving exemptions are being proposed to ensure that the master and individual in charge knew that the vessel is exempted from particular regulations.

Need: Under the authority of 46 U.S.C. 6104, the U.S. Coast Guard has developed regulations in which to reduce the unacceptably high level of fatalities and accidents in the commercial fishing industry. The regulations will also act as means of verifying compliance and to enhance safe operation of fishing vessels.

Burden Estimate: The estimated burden is 79,670 hours annually.

5. Title: 33 CFR 140.15 Equivalents and Approved Equipment.

OMB Control Number: 2115-0553.

Type Request: Extension of a currently approved collection.

Form(s): N/A.

Affected Public: Owner and/or operators of Outer Continental Shelf (OCS) facilities.

Abstract: This collection of information is necessary to implement the Best Available and Safest Technology concept of Section 21 of the Outer Continental Shelf (OCS) Act.

Need: The information is used by the Coast Guard for comparison with existing standards or procedures to ensure that at least an equivalent level of safety is maintained as provided for in the regulations.

Burden Estimate: The estimated hour burden is 100 hours annually.

6. Title: Marine Portable Tanks (MPT's): Alteration Non-Specification Portable Tanks; Approval.

OMB Control Number: 2115-0585.

Type request: Extension of a currently approved collection.

Form(s): N/A.

Affected Public: Respondents: Owners of MPT's.

Abstract: The information collected under 46 CFR subpart 98.33-1 specifies that the Commandant of the Coast Guard may approve the design of portable tanks for the transport of certain Grade E combustible liquids and other low hazard materials when the tanks do not meet a DOT design standard.

Need: Approval of the Coast Guard for alterations to MPT's ensures that the altered tank retains the level of safety to which it was originally designed. In addition, rules that allow the approval of non-specification portable tanks assure that innovation and new designs are not frustrated by the regulation.

Burden Estimate: The estimated burden is 53 hours annually.

7. Title: Plan Approval and Records For Vessels Carrying Oil In Bulk.

OMB Control Number: 2115-0503 (2115-0520—Plan Approval and Records for Existing Tank Vessels of 20,000 to 40,000 Deadweight Tons Carrying Oil in Bulk and 2115-0106—Plan Approval and Records for Foreign Vessels Carrying Oil in Bulk, are combined into this collection.)

Type Request: Revision of a currently approved collection.

Form(s): N/A.

Affected Public: Owners and operators of vessels carrying oil in bulk.

Abstract: Title 46 U.S.C. 3703 provides the Coast Guard with general authority to regulate the design, construction, alteration, repair, maintenance, operation and equipping of vessels carrying oil in bulk.

Need: The purpose of the collection is to provide sufficient information to the Coast Guard to determine that a vessel complies with the minimum mandated standards as promulgated by regulations.

Burden Estimate: The estimated burden is 315 hours annually.

8. Title: Application For A Permit To Transport Municipal or Commercial Waste.

OMB Control Number: 2115-0579.

Type Request: Extension of a currently approved collection.

Form(s): N/A.

Affected Public: Owners or Operators of Municipal and Commercial Vessels transporting waste.

Abstract: The information collected under this report provides the basis for issuing or denying a permit for the transportation of municipal or commercial waste in the coastal waters of the United States.

Need: In accordance with 33 U.S.C. 2601, the U.S. Coast Guard issued regulations requiring owners or operations of vessels to apply for a permit to transport municipal or commercial waste in the United States and to display an identification number or other markings on their vessels.

Burden Estimate: The estimated burden is 376 hours annually.

9. Title: State Access To The Oil Spill Liability Trust Fund For Removal Costs Under The Oil Pollution Act of 1990.

OMB Control Number: 2115-0597.

Type Request: Extension of a currently approved collection.

Form(s): N/A.

Affected Public: State Governments.

Abstract: The information provided by the State to the Coast Guard National Pollution Funds Center will be used to determine whether expenditures submitted by the state to the Fund are compensable and, where compensable, ensure that the correct amount of funding is made from the Fund.

Need: Under the authority of 33 U.S.C. 2712, Coast Guard has promulgated regulations detailing the manner in which to obligate the Oil Spill Liability Trust Fund (or the Fund). In order to ensure fair and reasonable payments to States and to protect the interests of the Federal Government, all expenditures submitted by a state must be fully substantiated and the procedures for presentation of those expenditures to the Fund must be followed.

Burden: The estimated burden in 3 hours annually.

Addresses: Written comments on the DOT information collection request should be forwarded, within 30 days of publication, to Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 10102, Washington, DC 20503, ATTN: USCG Desk Officer. If you anticipate submitting substantive comments, but find that more than 10 days from the date of publication are needed to prepare them, please notify the OMB official of your intent immediately.

Comments are invited on: Whether the proposed collections of information are necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collections; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

A comment to OMB is best assured of having its full effect if OMB receives it within 30 days of publication.

Issued in Washington, DC, on October 16, 1998.

Vanester M. Williams,

Clearance Officer, United States Department of Transportation.

[FR Doc. 98-29123 Filed 10-29-98; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Approval of Noise Compatibility Program, Indianapolis International Airport, Indianapolis, Indiana

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice.

SUMMARY: The Federal Aviation Administration (FAA) announces its findings on the noise compatibility program submitted by the Indianapolis Airport Authority under the provisions of Title I of the Aviation Safety and Noise Abatement Act of 1979 (Pub. L. 96-193) and 14 CFR part 150. These findings are made in recognition of the description of Federal and nonfederal responsibilities in Senate Report No. 96-52 (1980). On April 15, 1998, the FAA determined that the noise exposure maps submitted by the Indianapolis Airport Authority under part 150 were in compliance with applicable requirements. On October 9, 1998, the Associate Administrator for Airports approved the Indianapolis International Airport noise compatibility program. Thirty-eight of forty-eight of the recommendations of the program were wholly or partially approved, two were withdrawn, three were disapproved for purposes of part 150, and five recommendations required no FAA action.

EFFECTIVE DATE: The effective date of the FAA's approval of the Indianapolis International Airport noise compatibility program is October 9, 1998.

INFORMATION CONTACT:

Prescott C. Snyder, Airport Environmental Program Manager, 2300 East Devon Avenue, Des Plaines, Illinois 60018. Telephone Number (847) 294-7538/FAX Number (847) 294-7046. Documents reflecting this FAA action may be reviewed at this same location.

SUPPLEMENTARY INFORMATION: This notice announces that the FAA has given its overall approval to the noise compatibility program for Indianapolis International Airport, effective October 9, 1998.

Under section 104(a) of the Aviation Safety and Noise Abatement Act of 1979 (hereinafter referred to as "the Act"), an airport operator who has previously submitted a noise exposure map may submit to the FAA a noise compatibility program which sets forth the measures taken or proposed by the airport operator for the reduction of existing noncompatible land uses and prevention of additional noncompatible land uses within the area covered by the noise exposure maps. The Act requires such programs to be developed in consultation with interested and affected parties including local communities, government agencies, airport users, and FAA personnel.

Each airport noise compatibility program developed in accordance with Federal Aviation Regulations (FAR) part 150 is a local program, not a Federal

program. The FAA does not substitute its judgment for that of the airport proprietor with respect to which measures should be recommended for action. The FAA's approval or disapproval of FAR part 150 program recommendations is measured according to the standards expressed in part 150 and the Act and is limited to the following determinations:

a. The noise compatibility program was developed in accordance with the provisions and procedures of FAR part 150;

b. Program measures are reasonably consistent with achieving the goals of reducing existing noncompatible land uses around the airport and preventing the introduction of additional noncompatible land uses;

c. Program measures would not create an undue burden on interstate or foreign commerce, unjustly discriminate against types or classes of aeronautical uses, violate the terms of airport grant agreements, or intrude into areas preempted by the Federal Government; and

d. Program measures relating to the use of flight procedures can be implemented within the period covered by the program without derogating safety, adversely affecting the efficient use and management of the navigable airspace and air traffic control systems, or adversely affecting other powers and responsibilities of the Administrator prescribed by law.

Specific limitations with respect to FAA's approval of an airport noise compatibility program are delineated in FAR part 150, § 150.5. Approval is not a determination concerning the acceptability of land uses under Federal, State, or local law. Approval does not by itself constitute a FAA implementing action. A request for Federal action or approval to implement specific noise compatibility measures may be required, and a FAA decision on the request may require an environmental assessment of the proposed action.

Approval does not constitute a commitment by the FAA to financially assist in the implementation of the program nor a determination that all measures covered by the program are eligible for grant-in-aid funding from the FAA. Where federal funding is sought, requests for project grants must be submitted to the FAA Chicago Airports District Office in Des Plaines, Illinois.

Indianapolis Airport Authority submitted to the FAA on February 18, 1998, the noise exposure maps, descriptions, and other documentation produced during the noise compatibility planning study conducted from November 1996 through February 1998.