

weights than its existing part 36-compliant configuration permits.

[FR Doc. E6-5210 Filed 4-7-06; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Environmental Impact Statement Adoption: Douglas County, KS

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

**ACTION:** Notice of intent.

**SUMMARY:** The FHWA is issuing this notice to advise the public of its intent to adopt an existing Final Environmental Impact Statement in accordance with the Council on Environmental Quality regulations, 40 CFR 1506.3. The Final EIS has been prepared and approved by the U.S. Army Corps of Engineers, Kansas City District, for the South Lawrence Trafficway located in Lawrence, Kansas.

**FOR FURTHER INFORMATION CONTACT:** Mr. Wendall L. Meyer, Assistant Division Administrator, FHWA, Kansas Division Office, 6111 SW., 29th Street, Topeka, KS 66614, Telephone: (785) 228-2544; or Mr. Corky Armstrong, Road Design Engineer, Kansas Department of Transportation, Dwight D. Eisenhower Building, 700 SW Harrison Street, Topeka, KS 66603-3754, Telephone: (785) 296-3901.

**SUPPLEMENTARY INFORMATION:** The FHWA, in cooperation with the Kansas Department of Transportation (KDOT), intends to adopt an approved Final EIS for the South Lawrence Trafficway located in Lawrence, Kansas. The EIS was prepared by the U.S. Army Corps of Engineers, Kansas City District, as part of a Section 404 Permit Application, Permit Application Number 200101697. The Notice of Intent for the EIS appeared in the FR, Volume 66, Number 152, August 7, 2001. The project consists of construction of a new section of K-10 Highway beginning in Douglas County at the existing K-10/U.S. 59 Highway interchange in southwest Lawrence extending approximately six miles north and east to a location on the existing K-10 alignment near the eastern edge of the City of Lawrence. The preferred alternative would replace the existing K-10 route through Lawrence with a limited access freeway along the southern edge of the city on an alignment identified as 32nd Street Alignment B. The EIS considered the social, environmental, and economic impacts of the project. The No-Action alternative and five roadway corridors

with a total of twelve reasonable build alternative alignments were evaluated and discussed in the Draft and Final EIS. The FHWA will also prepare and coordinate the distribution of a Draft and Final Section 4(f) Evaluation for the project, in accordance with 49 U.S.C. 303. These documents will evaluate the reasonable alternatives to determine if they are feasible and prudent as they relate to section 4(f). In addition, FHWA will prepare its own Record of Decision for the South Lawrence Trafficway alternative in accordance with 40 CFR 1505.2. Comments or questions concerning these proposed actions should be directed to the FHWA or KDOT at the addresses provided above.

(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.)

Issued on: April 3, 2006.

**Wendell L. Meyer,**

*Assistant Division Administrator, Topeka, Kansas.*

[FR Doc. 06-3376 Filed 4-7-06; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on Proposed Highway in Illinois

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

**ACTION:** Notice of limitation on claims for judicial review of actions by FHWA and other Federal agencies.

**SUMMARY:** This notice announces actions taken by the FHWA and other Federal agencies that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, U.S. Route 20, Galena to Freeport in JoDaviess and Stephenson Counties, State of Illinois. Those actions grant licenses, permits, and approvals for the project.

**DATES:** By this notice, the FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before October 10, 2006. If the Federal law that authorizes judicial review of a claim provides a time period of less than 180 days for filing such claim, then that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** Mr. Norman R. Stoner, Division Administrator, Federal Highway Administration, 3250 Executive Park Drive, Springfield, Illinois 62703-4514; Office Hours: 7:30 a.m.-4:15 p.m.; Telephone: (217) 492-4640; E-mail Address: [Norman.Stoner@fhwa.dot.gov](mailto:Norman.Stoner@fhwa.dot.gov). You may also contact Mr. Gregory L. Mounts, Illinois Department of Transportation, Deputy Director, Region Two Engineer, 819 Depot Avenue, Dixon, Illinois 61021; Office Hours: 8 a.m.-4:30 p.m.; Telephone: (815) 284-2271; E-mail Address: [MountsGL@dot.il.gov](mailto:MountsGL@dot.il.gov).

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the FHWA and other Federal agencies have taken final agency actions by issuing licenses, permits, and approvals for the following highway project in the State of Illinois: U.S. Route 20 from Galena to Freeport is a principal route in northwestern Illinois having national, state, regional, and local importance. This corridor is part of the National Highway System. The route has high existing and forecasted traffic volumes including trucks, high crash rates, and substandard capacity and level of service. The Selected Alternative will be a 78.8 km (49.7 mi) long, four-lane freeway with grade separations at all intersecting roadways requiring approximately 1,127 hectares (2,784 acres) of new right-of-way. It will begin northwest of Galena near the existing intersection of IL Route 84 and U.S. Route 20, proceed to the north and east of Galena, south of the Galena Territory, along the north side of Tapley Woods, north of Elizabeth and Woodbine, north of Stockton and south of Lena, and end northwest of Freeport, tying into the western end of the U.S. Route 20 Freeport Bypass. Except for the termini, which tie in along the existing U.S. Route 20, the entire proposed freeway would be on new alignment. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Final Environmental Impact Statement (FEIS) for the project, approved on November 16, 2004, in the FHWA Record of Decision (ROD) issued on September 22, 2005, and in other documents in the FHWA administrative record. The FEIS, ROD, and other documents in the FHWA administrative record file are available by contacting the FHWA or the Illinois Department of Transportation at the addresses provided above. The FHWA FEIS can be viewed and downloaded from the project Web site at <http://www.dot.il.gov/desenv/env/html> or hard copies of the FHWA FEIS and the ROD are available upon request.

This notice applies to all Federal agency decisions as of the issuance date of this notice and all laws under which such actions were taken, including but not limited to:

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. Land: Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303].
4. Wildlife: Endangered Species Act [16 U.S.C. 1531–1544 and Section 1536].
5. Historic and Cultural Resources: Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470(f) *et seq.*].
6. 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].
7. Wetlands and Water Resources: Clean Water Act, 33 U.S.C. 1251–1377 (Section 404, Section 401, Section 319).
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 4, 2006.

**Norman R. Stoner,**

*Division Administrator, FHWA, Illinois Division, Springfield, Illinois.*

[FR Doc. 06–3374 Filed 4–7–06; 8:45 am]

**BILLING CODE 4910–22–M**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

[Docket No. FHWA–2006–23638]

### Highway Performance Monitoring System—Reassessment

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

**ACTION:** Notice; request for comments.

**SUMMARY:** The FHWA is initiating a reassessment of the Highway Performance Monitoring System (HPMS), which is a national highway transportation system database maintained and used by the FHWA.

This notice requests public comment on issues to be reviewed as part of the reassessment. The FHWA working papers developed during the conduct of this reassessment will be placed in the docket for review and comment.

**DATES:** This docket will remain open until the reassessment is complete. The anticipated completion date is September 30, 2007. However, in order for comments to be considered in the early stages of the reassessment, comments should be submitted on or before June 9, 2006.

**ADDRESSES:** Mail or hand deliver comments to the U.S. Department of Transportation, Dockets Management Facility, Room PL–401, 400 Seventh Street, SW., Washington, DC 20590–0001, or submit electronically at <http://dms.dot.gov/submit>, or fax comments to (202) 493–2251. All comments should include the docket number that appears in the heading of this document. All comments received will be available for examination and copying at the above address from 9 a.m. to 5 p.m., e.t., Monday through Friday, except Federal holidays. Those desiring notification of receipt of comments must include a self-addressed, stamped postcard or you may print the acknowledgement page that appears after submitting comments electronically. Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comments (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70, Pages 19477–78) or you may visit <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Winter, Highway System Performance Division, Office of Highway Information, (202) 366–0175, [David.Winter@fhwa.dot.gov](mailto:David.Winter@fhwa.dot.gov); or Janet Myers, Office of the Chief Counsel, (202) 366–2019, [Janet.Myers@fhwa.dot.gov](mailto:Janet.Myers@fhwa.dot.gov); Federal Highway Administration, Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590. Office hours are from 7:45 a.m. to 4:15 p.m., e.t., Monday through Friday, except Federal holidays.

#### SUPPLEMENTARY INFORMATION:

##### Electronic Access

You may submit or retrieve comments online through the Document Management System (DMS) at: <http://dms.dot.gov/submit>. The DMS is available 24 hours each day, 365 days each year. Electronic submission and retrieval help and guidelines are

available under the help section of the Web site.

An electronic copy of this notice may be downloaded from the Office of the **Federal Register's** home page at <http://www.archives.gov> and the Government Printing Office's Web site at <http://www.access.gpo.gov>.

Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in a **Federal Register** published on April 11, 2000 (70 FR 19477), or you may visit <http://dms.dot.gov>.

#### Background

The HPMS was developed in 1978 as a national highway transportation system database. The HPMS replaced numerous annual State data reports and biennial special studies conducted by each State for the FHWA. The FHWA used data from those reports and biennial special studies, and subsequently from HPMS, in reports to Congress pursuant to title 23, U.S.C., section 307 (current statutory provisions relating to the FHWA's biennial Conditions and Performance Reports are contained in 23, U.S.C., section 502(h)). The data gathered in HPMS also are used for a variety of FHWA functions, including apportionment of Federal-aid Highway Funds to individual States and assessment of changes in highway system performance.

A major purpose of the HPMS always has been to provide data that reflect the extent, condition, performance, use, and operating characteristics of the Nation's highways. In order to meet this primary objective, the HPMS has gone through an evolutionary process that has recognized the changing needs for accurate and timely data. For the most part, changes to the HPMS over its nearly 30-year life reflect adjustments that respond to legislative and other changes in the the Federal-aid highway program.

The HPMS was originally implemented as a national sample-based monitoring system. The sample data was supplemented with area-wide mileage, travel, and other data as a means to provide control total information and for other analytical purposes. In 1980, the HPMS was merged with the Mileage Facilities Reporting System (MFRS), which was a basic inventory system that included facility mileage, travel, and accident statistics. After the HPMS and MFRS