

**DEPARTMENT OF TRANSPORTATION****National Highway Traffic Safety Administration****[Docket Number NHTSA-2005-23389]****Reports, Forms, and Recordkeeping Requirements****AGENCY:** National Highway Traffic Safety Administration (NHTSA), Department of Transportation.**ACTION:** Request for public comment on proposed collection of information.

**SUMMARY:** Before a Federal agency can collect certain information from the public, it must receive approval from the Office of Management and Budget (OMB). Under procedures established by the Paperwork Reduction Act of 1995, before seeking OMB approval, Federal agencies must solicit public comment on proposed collections of information, including extensions and reinstatement of previously approved collections.

This document describes one collection of information for which NHTSA intends to seek extension of an existing OMB approval.

Comments must be received on or before February 21, 2006.

**ADDRESSES:** Comments must refer to the docket notice numbers cited at the beginning of this notice and be submitted to Docket Management, Room PL-401, 400 Seventh Street, SW., Washington, DC 20590. Please identify the proposed collection of information for which a comment is provided, by referencing its OMB clearance Number. It is requested, but not required, that 2 copies of the comment be provided. The Docket Section is open on weekdays from 10 a.m. to 5 p.m.

**FOR FURTHER INFORMATION CONTACT:**

Complete copies of each request for collection of information may be obtained at no charge from Samuel Daniel, Jr., NHTSA 400 Seventh Street, SW., Room 5313 G, NVS-122, Washington, DC 20590. Mr. Daniel's telephone number is (202) 366-4921. Please identify the relevant collection of information by referring to its OMB Control Number.

**SUPPLEMENTARY INFORMATION:** Under the Paperwork Reduction Act of 1995, before an agency submits a proposed collection of information to OMB for approval, it must first publish a document in the **Federal Register** providing a 60-day comment period and otherwise consult with members of the public and affected agencies concerning each proposed collection of information. The OMB has promulgated regulations

describing what must be included in such a document. Under OMB's regulation (at 5CFR 1320.8(d), an agency must ask for public comment on the following:

(i) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(ii) The accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(iii) How to enhance the quality, utility, and clarity of the information to be collected;

(iv) How to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g. permitting electronic submission of responses.

In compliance with these requirements, NHTSA asks for public comments on the following proposed collections of information:

*Title:* Phase-in Production Reporting Requirements for Tire Pressure Monitoring Systems.

*OMB Control Number:* 2127-0631.

*Type of Approval:* Extension of existing collection of information.

*Affected Public:* Approximately 21 motor vehicle manufacturers.

*Form Number:* No standard forms will be used in this collection.

*Abstract:* The Transportation Recall Enhancement, Accountability, and Documentation (TREAD) Act mandates in Section 13, that the National Highway Traffic Safety Administration (NHTSA) complete "a rulemaking for a regulation to require a warning system in new motor vehicles to indicate to the operator when a tire is significantly under inflated."

NHTSA issued a final rule on April 8, 2005, establishing Federal Motor Vehicle Safety Standard (FMVSS) No. 138, Tire Pressure Monitoring Systems, in response to Section 13 of the TREAD ACT. FMVSS No. 138 specifies that compliance be phased in over a 2-year period beginning on October 5, 2005 as follows: between October 5, 2005 and August 31, 2006, 20 percent of new vehicles produced must comply with FMVSS No. 138; 70 percent of vehicles produced between September 1, 2006 and August 31, 2007 must comply with the Standard; and all vehicles produced after August 31, 2007 must comply with FMVSS No. 138. The agency decided to include both carry-forward and carry-back credit features in FMVSS No. 138,

which provide vehicle manufacturers the opportunity to count compliant vehicles manufactured in a given year toward the phase-in percentage requirements for one of the subsequent phase-in years (carry-forward), or to count compliant vehicles manufactured in a given year toward the phase-in percentage requirements for the previous phase-in year. This information collection request would provide the agency with vehicle manufacturers' production data to verify that the manufacturers have met the production requirements of the phase-in as detailed in Section S7 of the Standard.

*Estimated Annual Burden:* 42 hours.

*Number of Respondents:* 21 motor vehicle manufacturers.

*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.

Issued on: December 19, 2005.

**Stephen R. Kratzke,**

*Associate Administrator for Rulemaking.*

[FR Doc. E5-7717 Filed 12-21-05; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION****Surface Transportation Board****[STB Docket No. AB-297 (Sub-No. 102X)]****Columbus and Greenville Railway Company—Abandonment Exemption—in Leflore County, MS**

Columbus and Greenville Railway Company (C&G) has filed a notice of exemption under 49 CFR Part 1152 Subpart F—*Exempt Abandonments* to abandon a 1.18-mile line of railroad between milepost 112.67 and milepost 113.85, in the City of Greenwood (City), in Leflore County, MS. The line traverses United States Postal Service Zip Code 38930.<sup>1</sup>

C&G has certified that: (1) No local traffic has moved over the line for at

<sup>1</sup> C&G indicated in an earlier filing that it would seek abandonment of the above-described rail line. See *Columbus and Greenville Railway Company—Acquisition and Operation Exemption—Line of City of Greenwood, MS*, STB Finance Docket No. 34666 (STB served Apr. 22, 2005).

least 2 years; (2) any overhead traffic on the line can be and has been rerouted over other lines; (3) no formal complaint filed by a user of rail service on the line (or by a state or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Surface Transportation Board or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 49 CFR 1105.11 (transmittal letter), 49 CFR 1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10502(d) must be filed.

Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on January 21, 2006,<sup>2</sup> unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>3</sup> formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>4</sup> and trail use/rail banking requests under 49 CFR 1152.29 must be filed by December 30, 2005. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by January 11, 2006,<sup>5</sup> with the Surface Transportation

Board, 1925 K Street, NW., Washington, DC 20423–0001.

A copy of any petition filed with the Board should be sent to C&G's representative: H. Lynn Gibson, 201 19th Street North, Columbus, MS 39703.

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

C&G has filed environmental and historic reports which address the effects, if any, of the abandonment on the environment and historic resources. SEA will issue an environmental assessment (EA) by December 27, 2005. Interested persons may obtain a copy of the EA by writing to SEA (Room 500, Surface Transportation Board, Washington, DC 20423–0001) or by calling SEA, at (202) 565–1539.

[Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1–800–877–8339.] Comments on environmental and historic preservation matters must be filed within 15 days after the EA becomes available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Pursuant to the provisions of 49 CFR 1152.29(e)(2), C&G shall file a notice of consummation with the Board to signify that it has exercised the authority granted and fully abandoned the line. If consummation has not been effected by C&G's filing of a notice of consummation by December 22, 2006, and there are no legal or regulatory barriers to consummation, the authority to abandon will automatically expire.

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

Decided: December 16, 2005.

By the Board, David M. Konschnik,  
Director, Office of Proceedings.

Vernon A. Williams,  
Secretary.

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to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning Form 8902, Alternative Tax on Qualifying Shipping Activities.

**DATES:** Written comments should be received on or before February 21, 2006 to be assured of consideration.

**ADDRESSES:** Direct all written comments to Glenn Kirkland, Internal Revenue Service, Room 6516, 1111 Constitution Avenue NW., Washington, DC 20224.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the form and instructions should be directed to Allan Hopkins, at (202) 622–6665, or at Internal Revenue Service, Room 6516, 1111 Constitution Avenue NW., Washington, DC 20224, or through the Internet, at [Allan.M.Hopkins@irs.gov](mailto:Allan.M.Hopkins@irs.gov).

#### **SUPPLEMENTARY INFORMATION:**

*Title:* Alternative Tax on Qualified Shipping Activities.

*OMB Number:* 1545–1968.

*Form Number:* Form 8902.

*Abstract:* Form 8902 is used to elect the alternative tax on national income from qualifying shipping activities and to figure the alternative tax.

*Current Actions:* There are no changes being made to the form at this time.

*Type of Review:* Extension of a currently approved collection.

*Affected Public:* Businesses or other for-profit institutions.

*Estimated Number of Respondents:* 200.

*Estimated Time Per Respondent:* 15 hr., 17 min.

*Estimated Total Annual Burden Hours:* 3,056.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

*Request for comments:* Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All

<sup>2</sup> Pursuant to 49 CFR 1152.50(d)(2), the railroad must file a verified notice with the Board at least 50 days before the abandonment or discontinuance is to be consummated. In its verified notice, applicant did not indicate a consummation date as required. Based on a subsequent conversation with the applicant's representative, it was confirmed that consummation would not occur before January 21, 2006, 50 days after the December 2, 2005 filing of the verified notice.

<sup>3</sup> The Board will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Board's Section of Environmental Analysis (SEA) in its independent investigation) cannot be made before the exemption's effective date. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for a stay should be filed as soon as possible so that the Board may take appropriate action before the exemption's effective date.

<sup>4</sup> Each OFA must be accompanied by the filing fee, which currently is set at \$1,200. See 49 CFR 1002.2(f)(25).

<sup>5</sup> The City filed a request for issuance of a public use condition under 49 U.S.C. 10905. The Board will address the City's public use request, along with any others that may be filed, in a subsequent decision.

## **DEPARTMENT OF THE TREASURY**

### **Internal Revenue Service**

#### **Proposed Collection; Comment Request for Form 8902**

**AGENCY:** Internal Revenue Service (IRS), Treasury.

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

**SUMMARY:** The Department of the Treasury, as part of its continuing effort