

certificated maximum seating capacity of 76 or less.

The commuter slots available during the lottery previously were allocated to carriers to provide Essential Air Service and subsequently withdrawn by the FAA for nonuse. (Under 14 CFR 93.227, if slots are not used 80 percent of the time over a two-month reporting period, the slots will be withdrawn.)

A total of six daily commuter slots are available during this lottery. One commuter slot is available in each the 0700 and 0900 hours and two commuter slots are available in each the 1400 and 1900 hours.

### Special Procedures

By Order 2004-9-22 issued September 23, 2004, the Office of the Secretary of Transportation directed the FAA to hold a slot lottery for six available commuter slots at Reagan National that had been reserved for Essential Air Service for Clarksburg, Morgantown, and/ or Lewisburg, West Virginia, subject to the conditions described in the order. In summary, the Order provides that the slots may be used to provide service to points other than the above West Virginia communities unless a carrier subsequently requests slots to serve the Reagan National-Clarksburg, Morgantown, and/or Lewisburg markets with specific dates a viable proposal. Under that scenario, the Office of the Secretary would review the proposal and then direct the FAA to recall the reserved Essential Air Service slots that had been allocated by this lottery. The complete text of the Order is available via the Internet at <http://dms.dot.gov> in Docket OST-2003-15886.

Issued on November 10, 2004 in Washington, DC.

**James Whitlow,**

*Deputy Chief Counsel.*

[FR Doc. 04-25451 Filed 11-16-04; 8:45 am]

BILLING CODE 4910-13-M

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[Docket No. FAA-2001-9852]

#### High Density Traffic Airports; Allocation Procedures for Slot Exemptions at LaGuardia Airport

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

**ACTION:** Notice of petition to modify the lottery allocation procedures at LaGuardia Airport.

**SUMMARY:** Northwest Airlines, Inc. (Northwest) has petitioned the FAA to

amend the adopted allocation procedures for allocating AIR-21 slot exemptions at LaGuardia. Specifically, Northwest requests to participate in the allocation of available AIR-21 slot exemptions at LaGuardia for service to small hub/nonhub airports with aircraft with fewer than 71 seats. A copy of Northwest's request has been placed in the docket.

**DATES:** Comments must be received December 7, 2004.

**ADDRESSES:** Comments on this notice should be mailed or delivered in duplicate to: U.S. Department of Transportation Dockets, Docket No. FAA-2001-9852, 400 Seventh Street SW., Room Plaza 4001, Washington, DC 20590. Comments may also be sent electronically to the following Internet address: <http://DMS.dot.gov>. Comments may be filed and/or examined in Room Plaza 401 between 10 a.m. and 5 p.m. weekdays except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Lorelei Peter, (202) 267-3073, Operations and Air Traffic Law Branch, Regulations Division, Office of the Chief Counsel, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591.

#### SUPPLEMENTARY INFORMATION:

##### Comments Invited

Interested persons are invited to comment by submitting such written data, views, or arguments as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned decisions. Communications should identify the docket number and be submitted in duplicate to the above-specified address. All communications and a report summarizing any substantive public contact with FAA personnel on this notice will be filed in the docket. The docket is available for public inspection both before and after the closing date for receiving comments.

Before taking any final action on this petition, the Administrator will consider all comments made on or before the closing date for comments.

The FAA will acknowledge receipt of a comment if the commenter includes a self-addressed, stamped postcard with the comment. The postcard should be marked "Comments to Docket No. FAA-2001-9852." When the FAA receives the comment, the postcard will be dated, time stamped, and returned to the commenter.

Issued in Washington, DC, on November 10, 2004.

**James Whitlow,**

*Deputy Chief Counsel.*

[FR Doc. 04-25452 Filed 11-16-04; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

[Docket No. FHWA-2004-18783]

#### Agency Information Collection Activities; Request for Comments; Clearance of a New Information Collection; Freight Operations Follow-Up

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

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

**SUMMARY:** The FHWA invites public comments about our intention to request the Office of Management and Budget's (OMB) approval for a new information collection, which is summarized below under Supplementary Information. We are required to publish this notice in the **Federal Register** by the Paperwork Reduction Act of 1995.

**DATES:** Please submit comments by January 18, 2005.

**ADDRESSES:** You may submit comments identified by DOT DMS Docket Number FHWA-2004-18783 by any of the following methods:

- *Web Site:* <http://dms.dot.gov>. Follow the instructions for submitting comments on the DOT electronic docket site.

- *Fax:* 1-202-493-2251.
- *Mail:* Docket Management Facility; U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, Room PL-401, Washington, DC 20590.
- *Hand Delivery:* Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

*Docket:* For access to the docket to read background documents or comments received, go to <http://dms.dot.gov> at any time or to Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Julie Strawhorn, 202-366-4415, Office of Freight Management and Operations, Federal Highway Administration, Department of Transportation, 400 Seventh Street, SW., Washington, DC

20590. Office hours are from 7:30 a.m. to 5 p.m., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:**

*Title:* Freight Operations Follow-Up.

*Abstract:* The Office of Freight Operations is continually receiving inquiries from the public on Federal requirements for commercial motor vehicle size and weight enforcement. In order to better serve the community and ensure that satisfactory resolutions are received regarding the inquiries, a Freight Operations Follow-Up Feedback form has been developed. This feedback will be used to help assess internal strengths and weaknesses of the FHWA Size and Weight Team's customer service activity, and it is necessary for the Office of Freight Operations to better serve the community. The form is brief, simple, and unobtrusive in nature, and consists of the following 5 satisfaction-related questions.

1. The general identity of the respondent, within 14 specified categories (individual citizen, truck or bus driver, representative of truck or bus industry association, public interest group, commercial motor carrier, shipper/receiver, State transportation official, State police or highway patrol, FHWA headquarters staff, FHWA Division staff, other U.S. DOT staff, Congressional staff, other Federal government staff, and other).

2. Reason(s) for contacting the FHWA headquarters Size and Weight Team.

3. The appropriateness, courtesy, and timeliness of the FHWA headquarters Size and Weight Team's response to customer's inquiry.

4. How the FHWA Headquarters Size and Weight Team may better respond to inquiries.

5. Other comments.

This information will be collected by linking the feedback form to the FHWA size and weight Web site. This will enable the public to both pull the form from the Web site should someone need to comment about service, and to receive the form when given a response to an inquiry from the FHWA headquarters Size and Weight Team.

*Respondents:* Approximately 300 people from the general public who send written, electronic, or telephone inquiries to the FHWA headquarters size and weight team, annually.

*Frequency:* This feedback will be continually collected to allow the FHWA headquarters size and weight team to monitor customer satisfaction with inquiry responses.

*Estimated Average Burden per Response:* 5 minutes.

*Estimated Total Annual Burden Hours:* 25 burden hours annually.

*Public Comments Invited:* You are asked to comment on any aspect of this information collection, including: (1) Whether the proposed collection is necessary for the FHWA's performance; (2) the accuracy of the estimated burden; (3) ways for the FHWA to enhance the quality, usefulness, and clarity of the collected information; and (4) ways that the burden could be minimized, including the use of electronic technology, without reducing the quality of the collected information. The agency will summarize and/or include your comments in the request for OMB's clearance of this information collection.

*Privacy Act:* 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 the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477-78) or you may visit <http://dms.dot.gov>.

**Authority:** The Paperwork Reduction Act of 1995; 44 U.S.C. chapter 35, as amended; and 49 CFR 1.48.

Issued on: November 2, 2004.

**James R. Kabel,**

*Chief, Management Programs and Analysis Division.*

[FR Doc. 04-25445 Filed 11-16-04; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

[Docket No. RSPA-2004-18975 (Notice No. 04-06)]

#### Electronic Submission of Hazardous Materials Incident Report, Form F 5800.1

**AGENCY:** Research and Special Programs Administration (RSPA), DOT.

**ACTION:** Notice of Electronic Hazardous Materials Incident Reporting.

**SUMMARY:** In conjunction with implementation of the revised Hazardous Materials Incident Report on January 1, 2005, RSPA is making publicly available a programming tool for companies or individuals to use to electronically file hazardous materials incident reports. This new electronic format may only be used for reporting incidents that occur on or after January 1, 2005.

**FOR FURTHER INFORMATION CONTACT:** Mr. Kenny Herzog, Research and Special

Programs Administration, U.S. Department of Transportation, Nassif Building, 400 Seventh Street, SW., Washington, DC, 20590-0001; (202) 366-5031;

*Kenneth.Herzog@rspa.dot.gov.*

**SUPPLEMENTARY INFORMATION:** In accordance with requirements in §§ 171.15 and 171.16 of the Hazardous Materials Regulations (HMR; 49 CFR parts 171-180), persons who are in physical possession of a hazardous material that is being transported in commerce must file a Hazardous Materials Incident Report (HMIR), DOT Form F 5800.1 in the event an incident listed in §§ 171.15 or 171.16 occurs. On December 3, 2003, RSPA published a final rule under Docket HM-229 that made revisions to the incident reporting requirements and the HMIR (68 FR 67746).

The HM-229 final rule provides persons subject to the incident reporting requirements with the option of submitting incident reports electronically. Those persons wishing to submit their incident data in an electronic format have two options. Option 1 is to fill out the form online. Option 2 is to submit a data file in an XML format. To facilitate electronic filing, we have developed a programming tool—an XML schema format—and instruction document. The XML schema format establishes a template for data layout to facilitate electronic data submissions by providing for efficient data transmission, validation, and interpretation. The XML schema format and documentation detailing the layout of the schema and field definitions are available on our Web site at: <http://hazmat.dot.gov>. For those companies or individuals who wish to design and utilize their own XML data format, we have developed a schema validating tool, which is also available on our Web site. Using this tool, you can assure that your XML format conforms to the Department's standard for data integrity.

For incidents that occur prior to January 1, 2005, you must continue to use DOT Form 5800.1 (Rev. 6/89). For incidents that occur on or after January 1, 2005, persons must use the new DOT Form 5800.1 (01-2004). Electronic submission of incident data is only authorized for incidents that occur on or after January 1, 2005.

Issued in Washington, DC, on November 9, 2004.

**Robert A. McGuire,**

*Associate Administrator for Hazardous Materials Safety.*

[FR Doc. 04-25444 Filed 11-16-04; 8:45 am]

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