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For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>28</sup>

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. E9-3611 Filed 2-19-09; 8:45 am]

BILLING CODE 8011-01-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Passenger Facility Charge (PFC) Approvals and Disapprovals

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

**ACTION:** Monthly notice of PFC approvals and disapprovals. In December 2008, there were six applications approved. This notice also includes information on five other applications, one approved in November 2007, another approved in April 2008, another approved in August 2008, and the remaining two approved in November 2008, inadvertently left off the November 2007, April 2008, August 2008, and November 2008 notices, respectively. Additionally, 19 approved amendments to previously approved applications are listed.

**SUMMARY:** The FAA publishes a monthly notice, as appropriate, of PFC approvals and disapprovals under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (Title IX of the Omnibus Budget Reconciliation Act of 1990) (Pub. L. 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR Part 158). This notice is published pursuant to paragraph d of § 158.29.

#### PFC Applications Approved

*Public Agency:* The Pennsylvania State University, State College, Pennsylvania.

*Application Number:* 08-05-C-00-UNV.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in this Decision:* \$4,139,384.

*Earliest Charge Effective Date:* February 1, 2009.

*Estimated Charge Expiration Date:* December 1, 2013.

*Class of Air Carriers Not Required to Collect PFC's:* Air taxis operating under Part 135.

*Determination:* Approved. Based on information contained in the public agency's application, the FAA has determined that the approved class accounts for less than 1 percent of the total annual enplanements at University Park Airport.

*Brief Description of Projects Approved for Collection and Use:*

Install guidance signs (convert runway 16/24 to taxiway J), install guidance signs (runway 6/24), install runway 6/24 distance-to-go signs.

Install security control and access improvements.

Modify terminal building, phase III. Acquire land for terminal development (Alexander, 31.96 acres).

Construct airport traffic control tower, phase III construction.

Acquire aircraft rescue and firefighting safety equipment and fire suits.

Wildlife assessment.

PFC administration.

*Decision Date:* November 13, 2007.

**FOR FURTHER INFORMATION CONTACT:** Lori Ledeborn, Harrisburg Airports District Office, (717) 730-2835.

*Public Agency:* Hattiesburg-Laurel Regional Airport Authority, Moselle, Mississippi.

*Application Number:* 08-06-C-00-PIB.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in this Decision:* \$252,457.

*Earliest Charge Effective Date:* October 1, 2008.

*Estimated Charge Expiration Date:* May 1, 2013.

*Class of Air Carriers Not Required to Collect PFC's:* None.

*Brief Description of Projects Approved for Collection and Use:*

Purchase handicap loading devices. Upgrade security access and surveillance equipment.

*Decision Date:* April 30, 2008.

**FOR FURTHER INFORMATION CONTACT:** William Shuller, Jackson Airports District Office, (601) 664-9883.

*Public Agency:* Counties of Colbert and Lauderdale, Muscle Shoals, Alabama.

*Application Number:* 08-05-C-00-MSL.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in this Decision:* \$120,000.

*Earliest Charge Effective Date:* April 1, 2009.

*Estimated Charge Expiration Date:* April 1, 2013.

*Class of Air Carriers Not Required to Collect PFC's:* None.

*Brief Description of Projects Approved for Collection and Use:*

Rehabilitate runway 18/36.

Rehabilitate runway 11/29.

Acquire aircraft rescue and firefighting vehicle.

Install new heating/air conditioning units.

*Decision Date:* August 26, 2008.

**FOR FURTHER INFORMATION CONTACT:** Keafur Grimes, Jackson Airports District Office, (601) 664-9886.

*Public Agency:* County of Sacramento, Sacramento, California.

*Application Number:* 08-08-C-00-SMF.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in this Decision:* \$603,497,524.

*Earliest Charge Effective Date:* July 1, 2011.

*Estimated Charge Expiration Date:* February 1, 2028.

*Class of Air Carriers Not Required to Collect PFC's:* None.

*Brief Description of Projects Approved for Collection and Use:*

Terminal modernization program.

*Determination:* The proposed security facilities were determined to be ineligible because the public agency failed to provide documentation of concurrence from the Transportation Security Administration. In addition, offices associated with the federal inspection services facility and the proposed hotel landscaping did not meet the requirements of § 158.15(b) and, thus, were found ineligible. The proposed engineering, design, construction administration, and other "soft costs" were found ineligible because the public agency failed to provide sufficient information to allow the FAA to determine eligibility. Finally, the public agency listed "contingencies and escalation for inflation" in its PFC application however, these types of costs are not PFC-eligible.

*Decision Date:* November 26, 2008.

**FOR FURTHER INFORMATION CONTACT:** TJ Chen, San Francisco Airports District Office, (650) 876-2778, extension 625.

<sup>28</sup> 17 CFR 200.30-3(a)(12).

*Public Agency:* City of Redmond, Oregon.  
*Applications Number:* 09-07-C-00-RDM.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in this Decision:* \$25,000,000.

*Earliest Charge Effective Date:* July 1, 2010.

*Estimated Charge Expiration Date:* July 1, 2040.

*Class of Air Carriers Not Required to Collect PFCs:* Nonscheduled/on-demand air carriers filing FAA Form 1800-31.

*Determination:* Approved. Based on information contained in the Public Agency's application, the FAA has determined that the approved class accounts for less than 1 percent of the total annual enplanements at Roberts Field.

*Brief Description of Project Approved for Collection and Use:*

Construction terminal expansion.

*Decision Date:* November 26, 2008.

**FOR FURTHER INFORMATION CONTACT:** Trang Tran, Seattle Airports District Office, (425) 227-1662.

*Public Agency:* Pinellas County Board of Commissioners, Clearwater, Florida.

*Application Number:* 08-02-C-00-PIE.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in this Decision:* \$2,668,450.

*Earliest Charge Effective Date:* February 1, 2009.

*Estimated Charge Expiration Date:* June 1, 2011.

*Class of Air Carriers Not Required to Collect PFC's:* Air taxi/commercial operators filing FAA Form 1800-31.

*Determination:* Approved. Based on information contained in the public agency's application, the FAA has determined that the approved class accounts for less than 1 percent of the total annual enplanements at St. Petersburg—Clearwater International Airport.

*Brief Description of Projects Approved for Collection and Use:*

Terminal improvements.

Airfield improvements.

PFC application administration.

*Decision Date:* December 19, 2008.

**FOR FURTHER INFORMATION CONTACT:** Susan Moore, Orlando Airports District Office, (407) 812-6331, extension 120.

*Public Agency:* County of Broward, Fort Lauderdale, Florida.

*Application Number:* 08-09-C-00-FLL.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in this Decision:* \$143,826,944.

*Earliest Charge Effective Date:* January 1, 2010.

*Estimated Charge Expiration Date:* October 1, 2012.

*Class of Air Carriers Not Required to Collect PFCs:*

Nonscheduled/on-demand air carriers.

*Determination:* Approved. Based on information contained in the public agency's application, the FAA has determined that the approved class accounts for less than 1 percent of the total annual enplanements at Fort Lauderdale—Hollywood International Airport.

*Brief Description of Projects Approved for Collection and Use at a \$3.00 PFC Level:*

Airline information system—phase II.  
Escalator replacement at terminals T2, T3, and T4.

Flight information display system monitor replacement at terminal 4.

Taxiway and ramp rehabilitation.

Taxiway C—phase I west.

High speed taxiways and add alternates.

Terminals T1, T2, T3, and T4 public restroom and associated infrastructure improvements—phase I.

Comprehensive airport signage system—final planning and construction phase I.

*Brief Description of Projects Approved for Collection and Use at a \$4.50 PFC Level:*

Terminal 4—phase ID—security improvements.

Noise mitigation—design and construction.

*Brief Description of Withdrawn Project:*

Concourse A—design and construction.

*Date of Withdrawal:* December 18, 2008.

*Decision Date:* December 22, 2008.

**FOR FURTHER INFORMATION CONTACT:** Susan Moore, Orlando Airports District Office, (407) 812-6331, extension 120.

*Public Agency:* Pitt County—City of Greenville Airport Authority, Greenville, North Carolina.

*Application Number:* 09-03-C-00-PGV.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in this Decision:* \$753,324.

*Earliest Charge Effective Date:* February 1, 2009.

*Estimated Charge Expiration Date:* August 1, 2012.

*Class of Air Carriers Not Required to Collect PFCs:*

None.

*Brief Description of Projects Approved for Collection and Use:*

Americans with Disabilities Act lift device.

Access road lighting.

Runway pavement strength study.

Corporate hangar site development.

Acquire snow removal equipment.

Aircraft rescue and firefighting building rehabilitation/extension.

Enhance taxiway hold markings.

Acquire runway friction meter equipment.

Entrance road improvements—design.

Runway 2/20 runway safety area/extension feasibility study.

Terminal building expansion/renovation study.

Replace glide slope equipment.

Runway 20 obstruction removal.

Security system rehabilitation.

Entrance road improvements.

Runway 2/20 runway safety area/extension/terminal expansion environmental assessment.

Terminal departure area expansion design/construction.

Update airport layout plan/master plan for current critical aircraft geographic information system mapping.

Runway 2/20 crack sealing and remarking.

Apron edge lighting design and construction.

Terminal expansion/rehabilitation resign and permitting.

PFC application development.

PFC application administration.

*Brief Description of Projects Approved for Collection:*

Runway 2/20 land acquisition phase II.

Runway 2/20 runway safety area extension approach clearing.

Runway 2/20 runway safety area—engineered materials arresting system extension construction, phase I.

Terminal building expansion construction phase I.

Jetway loading bridge.

*Brief Description of Disapproved Projects:*

Disadvantaged business enterprise program update.

*Determination:* The project is not PFC eligible.

Runway 2/20 runway safety area/extension design and permitting.

Runway 2/20 land acquisition phase I.

*Determination:* The public agency did not provide environmental findings for these projects.

*Decision Date:* December 23, 2008.

**FOR FURTHER INFORMATION CONTACT:** John Marshall, Atlanta Airports District Office, (404) 305-7153.

*Public Agency:* County of Onslow, Jacksonville, North Carolina.

*Application Number:* 09-04-C-00-OAJ.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$3.00.

*Total PFC Revenue Approved in this Decision:* \$2,117,969.

*Earliest Charge Effective Date:*

February 1, 2009.

*Estimated Charge Expiration Date:* August 1, 2013.

*Class of Air Carriers Not Required to Collect PFCs:*

None.

*Brief Description of Projects Approved for Collection and Use:*

Baggage conveyor system.

Ramp lighting.

Sanitary sewer—phase II—design.

Aircraft rescue and firefighting equipment (command vehicle).

2010 terminal renovations—design.

Communications equipment.

Aeronautical survey.

Aircraft rescue and firefighting equipment (turnout gear).

PFC application development.

PFC program administration.

Terminal area sanitation

improvements.

2010 terminal renovations—design.

*Brief Description of Projects Approved for Collection:*

Terminal building rehabilitation.

Rehabilitate air carrier and general aviation apron—design.

Land acquisition—avigation easement.

Emergency access road improvements.

Air carrier apron rehabilitation.

General aviation apron expansion.

General aviation terminal access road.

Airfield drainage improvements.

Security/wildlife fencing.

Air traffic control tower—design.

Air traffic control tower—

construction.

*Decision Date:* December 23, 2008.

**FOR FURTHER INFORMATION CONTACT:** John Marshall, Atlanta Airports District Office, (404) 305-7153.

*Public Agency:* County of Onslow, Jacksonville, North Carolina.

*Application Number:* 09-05-U-00-OAJ.

*Application Type:* Use PFC revenue.

*PFC Level:* \$3.00.

*Total PFC Revenue Approved for Use in This Decision:* \$110,449.

*Charge Effective Date:* April 1, 2006.

*Estimated Charge Expiration Date:* January 1, 2009.

*Class of Air Carriers Not Required to Collect PFCs:*

No change from previous decision.

*Brief Description of Project Approved for Use:*

Rehabilitate runway 5/23—overlay.

*Decision Date:* December 23, 2008.

**FOR FURTHER INFORMATION CONTACT:** John Marshall, Atlanta Airports District Office, (404) 305-7153.

*Public Agency:* City of San Jose, California.

*Application Number:* 08-16-C-00-SJC.

*Application Type:* Impose and use a PFC.

*PFC Level:* \$4.50.

*Total PFC Revenue Approved in this Decision:* \$120,403,000.

*Earliest Charge Effective Date:*

December 1, 2026.

*Estimated Charge Expiration Date:*

May 1, 2029.

*Class of Air Carriers Not Required to Collect PFCs:*

Nonscheduled/on-demand air carriers filing FAA Form 1800-31.

*Determination:* Approved. Based on information contained in the public agency's application, the FAA has determined that the approved class accounts for less than 1 percent of the total annual enplanements at Norman Y. Mineta San Jose International Airport.

*Brief Description of Project Approved for Collection and Use at a \$4.50 PFC Level:*

Terminal B extension, phase I.

*Brief Description of Project Approved for Collection and Use at a \$3.00 PFC Level:*

Roadway improvements: grade separations.

*Decision Date:* December 24, 2008.

**FOR FURTHER INFORMATION CONTACT:** Ron Biaoco, San Francisco Airports District Office, (650) 876-2778, extension 626.

AMENDMENTS TO PFC APPROVALS

Amendment No. city, state	Amended approved date	Original approved net PFC revenue	Amended approved net PFC revenue	Original estimated charge exp. date	Amended estimated charge exp. date
95-01-C-07-MKE Milwaukee, WI	11/28/08	\$21,147,706	\$21,160,635	05/01/98	05/01/98
99-04-U-03-MKE Milwaukee, WI	11/28/08	NA	NA	05/01/98	05/01/98
95-03-C-07-MKE Milwaukee, WI	11/28/08	42,739,428	42,759,321	12/01/04	12/01/04
00-05-U-03-MKE Milwaukee, WI	11/28/08	NA	NA	12/01/04	12/01/04
00-06-C-06-MKE Milwaukee, WI	11/28/08	130,560,739	130,073,834	02/01/14	11/01/13
06-05-C-02-MOB Mobile, AL	12/09/08	239,500	1,693,628	02/01/10	02/01/12
04-05-C-01-HTS Huntington, WV	12/11/08	436,233	967,127	12/01/08	12/01/08
95-02-C-05-EWR Newark, NJ	12/18/08	329,343,000	329,343,000	11/01/01	11/01/01
05-05-C-02-EWR Newark, NJ	12/18/08	538,647,755	538,647,755	03/01/11	03/01/11
04-01-C-01-ELM Elmira, NY	12/18/08	791,873	733,043	01/01/08	01/01/08
08-02-C-01-ELM Elmira, NY	12/18/08	641,046	641,046	03/01/10	03/01/10
95-02-C-02-JFK New York, NY	12/18/08	307,600,500	307,600,500	11/01/01	11/01/01
95-02-C-02-LGA New York, NY	12/18/08	248,056,500	248,056,500	11/01/01	11/01/01
05-05-C-02-JFK New York, NY	12/18/08	615,508,500	615,508,500	03/01/11	03/01/11
05-05-C-02-LGA New York, NY	12/18/08	401,729,804	401,729,804	03/01/11	03/01/11
*02-03-C-03-PWM Portland, ME	12/23/08	19,425,418	18,945,754	09/01/12	11/01/10
01-02-C-01-PGV Greenville, NC	12/23/08	1,480,404	1,300,861	05/01/09	02/01/09
04-02-C-01-OAJ Jacksonville, NC	12/23/08	667,815	639,769	04/01/05	04/01/05
06-03-C-01-OAJ Jacksonville, NC	12/23/08	759,469	784,706	01/01/09	01/01/09

**Note:** The amendment denoted by an asterisk (\*) includes a change to the PFC level charged from \$3.00 per enplaned passenger to \$4.50 per enplaned passenger. For Portland, ME, this change is effective on February 1, 2009.

Issued in Washington, DC, on February 12, 2009.

**Joe Hebert,**

Manager, Financial Analysis and Passenger Facility Charge Branch.

[FR Doc. E9-3532 Filed 2-19-09; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF TRANSPORTATION

### Pipeline and Hazardous Materials Safety Administration

[Docket No. PHMSA-2009-0057]

#### Information Collection Activities

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

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

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, PHMSA invites comments on certain information collections pertaining to pipeline safety for which PHMSA intends to request renewal from the Office of Management and Budget (OMB).

**DATES:** Interested persons are invited to submit comments on or before April 21, 2009.

**ADDRESSES:** You may submit comments identified by the docket number (PHMSA-2009-0057) by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments.
- *FAX:* 1-202-493-2251.
- *Mail:* Docket Management System, U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590.
- *Hand Delivery:* Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590, from 9 a.m. to 5 p.m., Monday through Friday, except Federal holidays.

*Instructions:* All submissions must include the agency name and docket number or Regulation Identification Number (RIN) for this notice. Internet users may access comments received by DOT at: <http://www.regulations.gov>. Note that comments received will be posted without change to: [http://](http://www.regulations.gov)

[www.regulations.gov](http://www.regulations.gov), including any personal information provided.

Requests for a copy of an information collection should be directed to Cameron Satterthwaite, Office of Pipeline Safety (PHP-30), Pipeline and Hazardous Materials Safety Administration, 1200 New Jersey Avenue, SE., East Building, 2nd Floor, Washington, DC 20590-0001, Telephone (202) 366-1319.

**FOR FURTHER INFORMATION CONTACT:**

Cameron Satterthwaite, Office of Pipeline Safety (PHP-30), Pipeline and Hazardous Materials Safety Administration, 1200 New Jersey Avenue, SE., East Building, 2nd Floor, Washington, DC 20590-0001, Telephone (202) 366-8553.

**SUPPLEMENTARY INFORMATION:**

Section 1320.8(d), Title 5, Code of Federal Regulations requires PHMSA to provide interested members of the public and affected agencies an opportunity to comment on information collection and recordkeeping requests. This notice identifies information collection requests that PHMSA will be submitting to OMB for renewal and extension. These information collections are contained in the pipeline safety regulations, 49 CFR parts 190-199. PHMSA has revised burden estimates, where appropriate, to reflect current reporting levels or adjustments based on changes in proposed or final rules published since the information collections were last approved. The following information is provided for each information collection: (1) Title of the information collection; (2) OMB control number; (3) type of request; (4) abstract of the information collection activity; (5) description of affected public; (6) estimate of total annual reporting and recordkeeping burden; and (7) frequency of collection. PHMSA will request a three-year term of approval for each information collection activity.

PHMSA requests comments on the following information collections:

*Title:* Response Plans for Onshore Oil Pipelines.

*OMB Control Number:* 2137-0589.

*Type of Request:* Renewal of a currently approved information collection.

*Abstract:* 49 CFR Part 194 requires an operator of an onshore oil pipeline facility to prepare and submit an oil spill response plan to PHMSA for review and approval.

*Affected Public:* Operators of onshore oil pipeline facilities.

*Recordkeeping:*

*Number of Respondents:* 367.

*Total Annual Burden Hours:* 50,186.

*Frequency of Collection:* On occasion.

*Title:* Pipeline Integrity Management in High Consequence Areas Gas Transmission Pipeline Operators.

*OMB Control Number:* 2137-0610.

*Type of Request:* Renewal of a currently approved information collection.

*Abstract:* 49 CFR 192.947 requires operators of gas transmission pipelines located in or near high consequence areas to maintain a written integrity management program and records showing compliance with 49 CFR part 192, subpart O. In addition, operators must submit documentation relative to their integrity management program to PHMSA as applicable.

*Affected Public:* Operators of gas transmission pipelines located in or near high consequence areas.

*Recordkeeping:*

*Number of Respondents:* 721.

*Total Annual Burden Hours:* 1,030,343.

*Frequency of collection:* On occasion.

Issued in Washington, DC on February 17, 2009.

**John A. Gale,**

Director of Regulations.

[FR Doc. E9-3667 Filed 2-19-09; 8:45 am]

**BILLING CODE 4910-60-P**

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

[IA-17-90]

#### Proposed Collection; Comment Request for Regulation Project

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

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

**SUMMARY:** The Department of the Treasury, as part of its continuing effort 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 an existing final regulation, IA-17-90 (TD 8571), Reporting Requirements for Recipients of Points Paid on Residential Mortgages (§§ 1.6050H-1 and 1.6050H-2).