

to establish a valid representation, representative rights and responsibilities, communications with representatives and represented parties, and changes of representative due to delegation, revocation, or termination of an appointment. This chapter also discusses the fee approval process for representatives and the circumstances under which an eligible individual or entity may be entitled to reasonable attorney fees and other expenses under the Equal Access to Justice Act.

*OCPM Chapter 6: CMS, CMS Contractor, and Plan Roles*

*Chapter 6, CMS, CMS Contractor, and Plan Roles.* This chapter describes when and how CMS, a CMS contractor, or a plan (for example, a Medicare Advantage organization or Part D plan sponsor) may join the proceedings on a request for hearing as a party or as a non-party participant. This chapter also describes the requirements for a valid election or request to participate in the proceedings, and the circumstances under which an election may be deemed invalid or a request may be denied. This chapter also discusses when evidence, position papers, and written testimony may be submitted by CMS, a CMS contractor, or a plan.

*OCPM Chapter 7: Adjudication Time Frames, Case Prioritization, and Escalations*

*Chapter 7, Adjudication Time Frames, Case Prioritization, and Escalations.* This chapter describes the time frames for an adjudicator to issue a decision, dismissal, or remand in an appeal. This chapter also addresses when an adjudication time frame may be delayed or extended, and how it can be waived by the appellant. This chapter discusses OMHA's case prioritization policy, which determines the general order in which appeals are processed. Lastly, this chapter describes the types of appeal that may be escalated to the Medicare Appeals Council when an adjudicator is unable to issue a decision, dismissal, or remand within an applicable adjudication time frame, and the requirements for a valid request for escalation.

*OCPM Chapter 14: Scheduling and Noticing for Prehearing Conferences and Hearings*

*Chapter 14, Scheduling and Noticing for Prehearing Conferences and Hearings.* This chapter describes the process for scheduling and providing notice of prehearing conferences and hearings, the actions that must be completed before a hearing is scheduled, and the circumstances when

a hearing is required. This chapter also identifies the parties, potential parties, and participants to whom notices must be sent, and how to address responses to these notices and any objections or requests that may be made by the notice recipients. Finally, this chapter discusses the circumstances in which a hearing may be rescheduled or canceled, and when a supplemental hearing may be necessary.

Dated: November 6, 2018.

**Jason M. Green,**  
Chief Advisor, Office of Medicare Hearings and Appeals.

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**DEPARTMENT OF HOMELAND SECURITY**

**U.S. Customs and Border Protection  
[1651-0110]**

**Agency Information Collection  
Activities: Visa Waiver Program Carrier  
Agreement**

**AGENCY:** U.S. Customs and Border Protection (CBP), Department of Homeland Security.

**ACTION:** 30-Day notice and request for comments; extension of an existing collection of information.

**SUMMARY:** The Department of Homeland Security, U.S. Customs and Border Protection will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (PRA). The information collection is published in the **Federal Register** to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted (no later than December 14, 2018) to be assured of consideration.

**ADDRESSES:** Interested persons are invited to submit written comments on this proposed information collection to the Office of Information and Regulatory Affairs, Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for Customs and Border Protection, Department of Homeland Security, and sent via electronic mail to [dhsdeskofficer@omb.eop.gov](mailto:dhsdeskofficer@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** Requests for additional PRA information should be directed to Seth Renkema, Chief, Economic Impact Analysis Branch, U.S. Customs and Border Protection, Office of Trade, Regulations and Rulings, 90 K Street NE, 10th Floor,

Washington, DC 20229-1177, Telephone number (202) 325-0056 or via email [CBP\\_PRA@cbp.dhs.gov](mailto:CBP_PRA@cbp.dhs.gov). Please note that the contact information provided here is solely for questions regarding this notice. Individuals seeking information about other CBP programs should contact the CBP National Customer Service Center at 877-227-5511, (TTY) 1-800-877-8339, or CBP website at <https://www.cbp.gov/>.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on the proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). This proposed information collection was previously published in the **Federal Register** (Volume 83 FR Page 35674) on July 27, 2018, allowing for a 60-day comment period. This notice allows for an additional 30 days for public comments. This process is conducted in accordance with 5 CFR 1320.8. Written comments and suggestions from the public and affected agencies should address one or more of the following four points: (1) 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; (2) 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; (3) suggestions to enhance the quality, utility, and clarity of the information to be collected; and (4) suggestions to minimize the burden of the collection of information on those who are to respond, including through 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. The comments that are submitted will be summarized and included in the request for approval. All comments will become a matter of public record.

**Overview of This Information Collection**

*Title:* Visa Waiver Program Carrier Agreement.

*OMB Number:* 1651-0110.

*Form Number:* CBP Form I-775.

*Current Actions:* This submission is being made to extend the expiration date with a decrease in burden hours due to updated agency estimates on respondents. There is no change to information collected or to CBP Form I-775.

*Type of Review:* Extension (without change).

*Abstract:* Section 223 of the Immigration and Nationality Act (INA) (8 U.S.C. 1223(a)) provides for the necessity of a transportation contract. The statute provides that the Attorney General may enter into contracts with transportation lines for the inspection and administration of aliens coming into the United States from a foreign territory or from adjacent islands. No such transportation line shall be allowed to land any such alien in the United States until and unless it has entered into any such contracts which may be required by the Attorney General. Pursuant to the Homeland Security Act of 2002, this authority was transferred to the Secretary of Homeland Security.

The Visa Waiver Program Carrier Agreement (CBP Form I-775) is used by carriers to request acceptance by CBP into the Visa Waiver Program (VWP). This form is an agreement whereby carriers agree to the terms of the VWP as delineated in Section 217(e) of the INA (8 U.S.C. 1187(e)). Once participation is granted, CBP Form I-775 serves to hold carriers liable for the transportation costs, to ensure the completion of required forms, and to share passenger data. Regulations are promulgated at 8 CFR part 217.6, Carrier Agreements. A copy of CBP Form I-775 is accessible at: <http://www.cbp.gov/newsroom/publications/forms?title=775>.

*Affected Public:* Businesses.

*Estimated Number of Respondents:* 98.

*Estimated Number of Total Annual Responses:* 98.

*Estimated Time per Response:* 30 minutes.

*Estimated Total Annual Burden Hours:* 49.

Dated: November 8, 2018.

**Seth D. Renkema,**

*Branch Chief, Economic Impact Analysis Branch, U.S. Customs and Border Protection.*

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## DEPARTMENT OF HOMELAND SECURITY

### U.S. Customs and Border Protection

[1651-0103]

#### Agency Information Collection Activities: Passenger List/Crew List

**AGENCY:** U.S. Customs and Border Protection (CBP), Department of Homeland Security.

**ACTION:** 30-Day notice and request for comments; extension of an existing collection of information.

**SUMMARY:** The Department of Homeland Security, U.S. Customs and Border Protection will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (PRA). The information collection is published in the **Federal Register** to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted (no later than December 14, 2018 to be assured of consideration).

**ADDRESSES:** Interested persons are invited to submit written comments on this proposed information collection to the Office of Information and Regulatory Affairs,

Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for Customs and Border Protection, Department of Homeland Security, and sent via electronic mail to [dhsdeskofficer@omb.eop.gov](mailto:dhsdeskofficer@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** Requests for additional PRA information should be directed to Seth Renkema, Chief, Economic Impact Analysis Branch, U.S. Customs and Border Protection, Office of Trade, Regulations and Rulings, 90 K Street NE, 10th Floor, Washington, DC 20229-1177, telephone number (202) 325-0056 or via email [CBP\\_PRA@cbp.dhs.gov](mailto:CBP_PRA@cbp.dhs.gov). Please note that the contact information provided here is solely for questions regarding this notice. Individuals seeking information about other CBP programs should contact the CBP National Customer Service Center at 877-227-5511, (TTY) 1-800-877-8339, or CBP website at <https://www.cbp.gov/>.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on the proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). This proposed information collection was previously published in the **Federal Register** (Volume 83 FR Page 34856) on July 23, 2018, allowing for a 60-day comment period. This notice allows for an additional 30 days for public comments. This process is conducted in accordance with 5 CFR 1320.8. Written comments and suggestions from the public and affected agencies should address one or more of the following four points: (1) 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; (2) 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; (3) suggestions to enhance the quality, utility, and clarity of the information to be collected; and (4) suggestions to minimize the burden of the collection of information on those who are to respond, including through 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. The comments that are submitted will be summarized and included in the request for approval. All comments will become a matter of public record.

#### *Overview of this Information Collection:*

*Title:* Passenger List/Crew List.

*OMB Number:* 1651-0103.

*Form Number:* Form I-418.

*Current Actions:* CBP proposes to extend the expiration date of this information collection with an increase to the estimated burden hours. There is no change to the information collected.

*Type of Review:* Extension (without change).

*Abstract:* CBP Form I-418 is prescribed by CBP, for use by masters, owners, or agents of vessels in complying with Sections 231 and 251 of the Immigration and Nationality Act (INA). This form is filled out upon arrival of any person by commercial vessel at any port within the United States from any place outside the United States. The master or commanding officer of the vessel is responsible for providing CBP officers at the port of arrival with lists or manifests of the persons on board such conveyances. CBP is in the process of amending its regulations to allow for the electronic submission of the data elements required on CBP Form I-418. This form is provided for in 8 CFR 251.1 and 251.3. A copy of CBP Form I-418 can be found at <https://www.cbp.gov/newsroom/publications/forms?title=i-418&=Apply>.

*Affected Public:* Businesses.

*Estimated Number of Respondents:* 77,935.

*Estimated Time per Respondent:* 1 hour.

*Estimated Total Annual Hours:* 77,935.