

FLL Part 150 Study website at <http://www.fllpart150.com>.

Issued in Orlando, FL, on April 4, 2023.

Bartholomew Vernace,

Manager, Airports District Office, Southern Region.

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DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

[Docket Nos. FRA-2010-0044, and -2011-0104, and -2018-0012]

Railroads' Joint Request To Amend Their Positive Train Control Safety Plans and Positive Train Control Systems

AGENCY: Federal Railroad Administration (FRA), Department of Transportation (DOT).

ACTION: Notice of availability and request for comments.

SUMMARY: This document provides the public with notice that, on March 15, 2023, three host railroads submitted a joint request for amendment (RFA) to their FRA-approved Positive Train Control Safety Plans (PTCSP). As this joint RFA involves requests for FRA's approval of updated onboard software that will materially modify their FRA-certified positive train control (PTC) systems, FRA is publishing this notice and inviting public comment on railroads' joint RFA to their PTCSPs.

DATES: FRA will consider comments received by May 1, 2023. FRA may consider comments received after that date to the extent practicable and without delaying implementation of valuable or necessary modifications to PTC systems.

ADDRESSES: *Comments:* Comments may be submitted by going to <https://www.regulations.gov> and following the online instructions for submitting comments.

Instructions: All submissions must include the agency name and the applicable docket number. The relevant PTC docket numbers for the host railroads that filed a joint RFA to their PTCSPs are cited above and in the **SUPPLEMENTARY INFORMATION** section of this notice. For convenience, all active PTC dockets are hyperlinked on FRA's website at <https://railroads.dot.gov/train-control/ptc/ptc-annual-and-quarterly-reports>. All comments received will be posted without change to <https://www.regulations.gov>; this includes any personal information.

FOR FURTHER INFORMATION CONTACT: Gabe Neal, Staff Director, Signal, Train Control, and Crossings Division, telephone: 816-516-7168, email: Gabe.Neal@dot.gov.

SUPPLEMENTARY INFORMATION: In general, Title 49 United States Code (U.S.C.) Section 20157(h) requires FRA to certify that a host railroad's PTC system complies with Title 49 Code of Federal Regulations (CFR) part 236, subpart I, before the technology may be operated in revenue service. Before making certain changes to an FRA-certified PTC system or the associated FRA-approved PTCSP, a host railroad must submit, and obtain FRA's approval of, an RFA to its PTCSP under 49 CFR 236.1021.

Under 49 CFR 236.1021(e), FRA's regulations provide that FRA will publish a notice in the **Federal Register** and invite public comment in accordance with 49 CFR part 211, if an RFA includes a request for approval of a material modification of a signal and train control system. Accordingly, this notice informs the public that three host railroads' recent, joint RFA to their PTCSPs is available in their respective public PTC dockets, and this notice provides an opportunity for public comment.

On March 15, 2023, the following three host railroads jointly submitted an RFA to their respective PTCSPs for their Interoperable Electronic Train Management Systems (I-ETMS): Central Florida Rail Corridor, TEXRail, and Trinity Railway Express. Their joint RFA is available in Docket Numbers FRA-2010-0044, FRA-2011-0104, and FRA-2018-0012. The purpose of their joint RFA is to obtain FRA's approval of the following types of proposed modifications:

- Modifications to the PTC Development Plan for I-ETMS, specifically the Concept of Operations;
- Modifications to the I-ETMS safety-critical functions outlined in their Risk Assessment, including changes to the following functions:
 - Enforce Speed Limit for Reverse of Shoving Move,
 - Enforce Blanket Speed Limit Even When Not Fully Active,
 - Cab Signal Enforcement Criteria, and
 - Consist Sanity Check for Zero Isolated Locomotive, Trailing Tonnage, Car Count and Operative Brake Count.
- Modifications to the target safety levels identified in their Risk Assessment; and
- Modifications to the human-machine interface of I-ETMS, including modifications to the PTC Initialization Key and the MTEA Enable Max Speed

Indication Display, which also requires amendments to the PTC training for their train crews.

Interested parties are invited to comment on this RFA by submitting written comments or data. During FRA's review of these railroads' joint RFA, FRA will consider any comments or data submitted within the timeline specified in this notice and to the extent practicable, without delaying implementation of valuable or necessary modifications to PTC systems. *See* 49 CFR 236.1021; *see also* 49 CFR 236.1011(e). Under 49 CFR 236.1021, FRA maintains the authority to approve, approve with conditions, or deny these railroads' joint RFA to their PTCSPs at FRA's sole discretion.

Privacy Act Notice

In accordance with 49 CFR 211.3, FRA solicits comments from the public to better inform its decisions. DOT posts these comments, without edit, including any personal information the commenter provides, to <https://www.regulations.gov>, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <https://www.transportation.gov/privacy>. *See* <https://www.regulations.gov/privacy-notice> for the privacy notice of [regulations.gov](https://www.regulations.gov). To facilitate comment tracking, we encourage commenters to provide their name, or the name of their organization; however, submission of names is completely optional. If you wish to provide comments containing proprietary or confidential information, please contact FRA for alternate submission instructions.

Issued in Washington, DC.

Carolyn R. Hayward-Williams,

Director, Office of Railroad Systems and Technology.

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DEPARTMENT OF TRANSPORTATION

Federal Transit Administration

Limitation on Claims Against Proposed Public Transportation Projects—Inglewood Transit Connector Project, and METRORapid Inner Katy Bus Rapid Transit Project

AGENCY: Federal Transit Administration (FTA), Department of Transportation (DOT).

ACTION: Notice.

SUMMARY: This notice announces final environmental actions taken by the Federal Transit Administration (FTA) regarding two projects: Inglewood

Transit Connector Project, City of Inglewood (City), Los Angeles County, California; and METRORapid Inner Katy Bus Rapid Transit Project West Valley, Houston, Harris County, Texas. The purpose of this notice is to publicly announce FTA's environmental decisions on the subject projects and to activate the limitation on any claims that may challenge these final environmental actions.

DATES: A claim seeking judicial review of FTA actions announced herein for the listed public transportation projects will be barred unless the claim is filed on or before September 7, 2023.

FOR FURTHER INFORMATION CONTACT: Kathryn Loster, Assistant Chief Counsel, Office of Chief Counsel, (312) 705-1269, or Saadat Khan, Environmental Protection Specialist, Office of Environmental Programs, (202) 366-9647. FTA is located at 1200 New Jersey Avenue SE, Washington, DC 20590. Office hours are from 9:00 a.m. to 5:00 p.m., Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION: Notice is hereby given that FTA has taken final agency actions subject to 23 U.S.C. 139(l) by issuing certain approvals for the public transportation projects listed below. The actions on the projects, as well as the laws under which such actions were taken, are described in the documentation issued in connection with the projects to comply with the National Environmental Policy Act (NEPA) and in other documents in the FTA environmental project files for the projects. Interested parties may contact either the project sponsor or the relevant FTA Regional Office for more information. Contact information for FTA's Regional Offices may be found at <https://www.transit.dot.gov>.

This notice applies to all FTA decisions on the listed projects as of the issuance date of this notice and all laws under which such actions were taken, including, but not limited to, NEPA (42 U.S.C. 4321-4375), Section 4(f) requirements (23 U.S.C. 138, 49 U.S.C. 303), Section 106 of the National Historic Preservation Act (54 U.S.C. 306108), Endangered Species Act (16 U.S.C. 1531), Clean Water Act (33 U.S.C. 1251), Uniform Relocation and Real Property Acquisition Policies Act (42 U.S.C. 4601), and the Clean Air Act (42 U.S.C. 7401-7671q). This notice does not, however, alter or extend the limitation period for challenges of project decisions subject to previous notices published in the **Federal Register**. The projects and actions that are the subject of this notice follow:

1. *Project name and location:* Inglewood Transit Connector Project, City of Inglewood, Los Angeles County, California. *Project Sponsor:* The Los Angeles County Metropolitan Transportation Authority (LACMTA), Los Angeles, California. *Project description:* The Project includes construction of an approximately 1.6-mile long, fully elevated automated transit system (ATS), primarily located within the public right-of-way along Market Street, Manchester Boulevard, and Prairie Avenue. The elevated dual track guideway will include railroad switches for train crossover and other operational- and safety-related infrastructure improvements. The Project consists of construction of three center-platform stations, elevated pedestrian bridges, public parking lots and associated infrastructure improvements to address mobility and ADA compliance. The Project also involves construction of a maintenance and storage facility for maintenance of the ATS trains, operating equipment, and storage of the fleet as well as the construction of two power distribution system substations to run the train on the guideway and power for auxiliary and housekeeping needs.

Final agency actions: Section 4(f) *de minimis* impact determination, dated March 06, 2023; Section 106 No Adverse Effect determination, dated March 06, 2023; and Inglewood Transit Connector Project Finding of No Significant Impact (FONSI), dated March 16, 2023. *Supporting documentation:* The Inglewood Transit Connector Project Environmental Assessment (EA), dated October 14, 2022. The FONSI, EA and associated documents can be viewed and downloaded from: <https://envision.inglewood.org/transportation-solutions/itc/>.

2. *Project name and location:* METRORapid Inner Katy Bus Rapid Transit Project, Houston, Harris County, Texas. *Project Sponsor:* Metropolitan Transit Authority of Harris County (METRO), Houston, Texas. *Project description:* The project involves construction of a dedicated rapid transit route on the I-10 West Inner Katy corridor between I-610 and Downtown Houston. The project begins at Northwest Transit Center (NWTC) and continue east, south of I-10, on an approximately four-mile-long elevated guideway to Downtown Houston. Once in Downtown, the project will continue along the street pairings of Capitol and Rusk Streets to St. Emanuel Street. The project is divided into two segments: the Inner Katy Segment and Downtown Segment. The Inner Katy Segment will

be grade-separated on new and existing structures. The Downtown Segment will be street-running. The project includes five new stations—three in the Inner Katy Segment and two in the Downtown Segment. In addition to the new stations, the project would also utilize the existing NWTC and three existing METRORail Green and Purple Lines stations along Capitol and Rusk Streets in Downtown.

Final agency actions: Section 4(f) No Use determination, dated January 23, 2023; Section 106 No Adverse Effect determination, dated October 17, 2022; and Determination of the applicability of a categorical exclusion pursuant to 23 CFR 771.118(d), dated January 23, 2023. *Supporting documentation:* Documented Categorical Exclusion (CE) and supporting materials, December 2022. The CE and associated documents can be viewed and downloaded from: <https://www.ridemetro.org/about/metronext/metrorapid/metrorapid-inner-katy-corridor-project>.

Authority: 23 U.S.C. 139(l)(1).

Megan Blum,

Acting Deputy Associate Administrator for Planning and Environment.

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DEPARTMENT OF TRANSPORTATION

Bureau of Transportation Statistics

Office of the Assistant Secretary for Research and Technology

[Docket Number: RITA-2008-002]

Agency Information Collection Activity; Notice of Request for Public Comment and Submission to OMB for Information Collection: Confidential Close Call Transit Data for the Washington Metropolitan Area Transit Authority (WMATA)

AGENCY: Bureau of Transportation Statistics (BTS), Office of the Assistant Secretary for Research and Technology (OST-R), Department of Transportation.

ACTION: Notice to continue to collect confidential close call transit data.

SUMMARY: In accordance with the requirements of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, BTS announces the intention of the Bureau of Transportation Statistics (BTS) to request the Office of Management and Budget (OMB) to use the approved OMB Number 2138-0044, and to continue to collect the following information: Confidential Close Call Transit Data for the Washington