

the Board's decision, which is available at www.stb.gov under Docket No. EP 290 (Sub-No. 4).

Decided: January 18, 2024.

By the Board, Board Members Fuchs, Hedlund, Oberman, Primus, and Schultz.

Kenyatta Clay,

Clearance Clerk.

[FR Doc. 2024-01303 Filed 1-23-24; 8:45 am]

BILLING CODE 4915-01-P

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

[Docket No. FHWA-2024-0004]

Agency Information Collection

Activities: Request for Comments for a New Information Collection

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 an 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 March 25, 2024.

ADDRESSES: You may submit comments identified by DOT Docket ID Number 0004 by any of the following methods:

Website: For access to the docket to read background documents or comments received go to the Federal eRulemaking Portal: Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

Fax: 1-202-493-2251.

Mail: Docket Management Facility, U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE, Washington, DC 20590-0001.

Hand Delivery or Courier: U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE, Washington, DC 20590, between 9 a.m. and 5 p.m. ET, Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Ms. Cynthia Essenmacher, (202) 780-6178, Department of Transportation, Federal Highway Administration, Office of Operations, Office of Transportation Management (HOTM-1), 1200 New Jersey Avenue SE, Washington, DC 20590. Office hours are from 7 a.m. to

4:30 p.m., Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION:

Title: Innovative Finance and Equal Access for Over the Road Busses.

Background:

Abstract Innovative Finance: The Federal Highway Administration (FHWA), Office of Operations and Office of the Chief Financial Officer, jointly collection information related to State Infrastructure Banks (SIB), Grant Anticipation Revenue Vehicles, and Toll Credits. This information is published on FHWA's public websites to monitor activity in each innovative finance program. This information satisfies the requirement under 23 U.S.C. 610(g)(7) for each SIB to make an annual report to the Secretary on its status no later than September 30 of each year and such other reports as the Secretary may require. The data will also satisfy new requirements under section 11503 of the Infrastructure Investment and Jobs Act (IIJA), Public Law 117-58, effective November 15, 2021, requiring the Secretary to make available a publicly accessible website on which States shall post the amount of toll credits that are available for sale or transfer.

The data includes activity, volume, and balances. The data is published annually on the Center for Innovative Finance's website. Information from this collection is used for the proper stewardship and oversight of each program, as well as compliance with each program's Federal statute.

Abstract Equal Access for Over the Road Busses: Section 11523 of the recently enacted Bipartisan Infrastructure Law (BIL), enacted as the Infrastructure Investment and Jobs Act, Public Law 117-58 (Nov. 15, 2021) amended 23 U.S.C. 129 to add reporting requirements to the equal access provisions for over the road busses. Specifically, not later than 90 days after the date of enactment of the BIL, a public authority that operates a toll facility shall report to the Secretary any rates, terms, or conditions for access to the toll facility by public transportation vehicles that differ from the rates, terms, or conditions applicable to over-the-road busses.

Further, a public authority that operates a toll facility shall report to the Secretary any change to the rates, terms, or conditions for access to the toll facility by public transportation vehicles that differ from the rates, terms, or conditions applicable to over-the-road busses by not later than 30 days after the date on which the change takes effect.

Respondents: State governments of the 50 States, the District of Columbia,

the Commonwealth of Puerto Rico, Guam, American Samoa, the Northern Marianas, and the Virgin Islands share this burden.

Frequency: Annually August 1st to October 31st.

Estimated Average Burden per Response: The estimated average reporting burden per response for the annual collection and processing of the data is 149 hours for each of the States (including local governments), the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the Northern Marianas, and the Virgin Islands.

Estimated Total Annual Burden Hours: The estimated total annual burden for all respondents is 8,195 hours.

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 burdens; (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.

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

Issued On: January 18, 2024.

Jazmyne Lewis,

Information Collection Officer.

[FR Doc. 2024-01276 Filed 1-23-24; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2023-0152]

National Registry of Certified Medical Examiners: Proposed Removal of Medical Examiners for Noncompliance With Login.gov Requirement

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), Department of Transportation (DOT).

ACTION: Notice of proposed removal from the National Registry of Certified Medical Examiners (National Registry).

SUMMARY: FMCSA proposes to remove medical examiners (ME) from its National Registry who have failed to

access their National Registry account using *login.gov* and have failed to update the profile information in their National Registry account as required. Since June 2018, by using the email, physical address, and telephone number these MEs provided to the Agency in their National Registry account, FMCSA has attempted to notify them of the requirement to access their account using *login.gov*. There are approximately 15,727 MEs who have not accessed their National Registry account using *login.gov* and as a result, are not able to fulfill regulatory requirements such as reporting results of physical qualification examinations performed on commercial motor vehicle (CMV) drivers, receiving FMCSA communications, and completing required training. MEs who are removed from the National Registry will no longer be certified to perform physical qualification examinations of CMV drivers. To avoid being removed from the National Registry, MEs to whom this notice applies must complete the corrective actions set forth below. A list of MEs subject to this notice is provided in the docket for this proceeding.

DATES: On or before February 23, 2024, MEs who are subject to this Notice must: (1) create a *login.gov* account using the same email address as their National Registry account or sign into the National Registry with an existing *login.gov* account using the same email address as their National Registry account, through the National Registry website at <https://nationalregistry.fmcsa.dot.gov> (Select "Login"); and (2) once logged in, correct all outdated contact information in their National Registry profile. MEs who fail to complete these actions will be removed from the National Registry on February 26, 2024.

FOR FURTHER INFORMATION CONTACT: Ms. Christine A. Hydock, Chief, Medical Programs Division, FMCSA, 1200 New Jersey Avenue SE, Washington, DC 20590-0001; (202) 366-4001; fmcsamedical@dot.gov. If you have questions on viewing documents in the docket, contact Dockets Operations, (202) 366-9317 or (202) 366-9826.

SUPPLEMENTARY INFORMATION:

I. Availability of Documents

To view the list of MEs subject to this Notice, go to <https://www.regulations.gov/docket/FMCSA-2023-0152/document> and choose the document to review. If you do not have access to the internet, you may view the docket online by visiting Dockets Operations at DOT, 1200 New Jersey Avenue SE, West Building, Ground

Floor, Washington, DC 20590-0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. To be sure someone is there to help you, please call (202) 366-9317 or (202) 366-9826 before visiting Dockets Operations.

II. Legal Basis

FMCSA is required to establish and maintain a current national registry of MEs who are qualified to perform physical qualification examinations and issue medical examiner's certificates to operators of CMVs (49 U.S.C. 31149(d)(1)). FMCSA is also required to remove from the registry the name of any ME who fails to meet or maintain the requirements established by the Agency for being listed in the registry (49 U.S.C. 31149(d)(2)).

Accordingly, by publication of this Notice, FMCSA provides written notice of proposed removal of the affected MEs from the National Registry and sets forth corrective actions necessary for the MEs to remain listed. This Notice provides actual or constructive notice of the Agency's action (44 U.S.C. 1507).

III. Background

Among the requirements to be certified as an ME on the National Registry, MEs are required to register on the National Registry website and establish an account by providing current contact information and other required information (49 CFR 390.103(a)(2)). MEs are also required to update their National Registry account within 30 days of any changes in such information (49 CFR 390.111(a)(2)).

On June 22, 2018, FMCSA implemented a new security requirement for all National Registry users to access their account using *login.gov*. *login.gov* is a secure sign-in service used by FMCSA to allow users to securely access certain FMCSA information systems. The use of *login.gov* is required to meet National Institute of Standards and Technology requirements for secure validation and verification. As a result of this requirement, FMCSA notified all National Registry users by email, using the email address provided in each user's National Registry account, that they must access their National Registry account using *login.gov*. The notification explained that the use of *login.gov* is a requirement and would provide an extra layer of security to help protect National Registry accounts against security breaches. Once the email notification was sent to all National Registry users, it was posted on the National Registry page of the FMCSA website and later posted in the

Resource Center of the National Registry website.

When registering to become certified by FMCSA, and on an annual basis, each ME agrees to accept any written communication from FMCSA relating to their participation on the National Registry by electronic mail at the email address(es) they provided in their National Registry account. In response to the email notifications regarding the *login.gov* requirement, FMCSA was notified that an email delivery failure had occurred for the MEs now proposed for removal. Accordingly, FMCSA determined that the email addresses in the National Registry accounts of those MEs were not valid and had not been updated by the MEs as required. Therefore, FMCSA staff made repeated attempts to contact those MEs through phone calls and/or letters sent by U.S. mail. When those efforts were also unsuccessful, the Agency made attempts as recently as June 2023 to contact Medical Examiner Administrative Assistants and Third Party Organizations designated by the MEs proposed for removal to obtain current contact information for these MEs. The MEs proposed for removal have not responded to FMCSA's attempts to contact them and have failed to access their National Registry account using *login.gov*.

On February 28, 2022, FMCSA launched a new National Registry system and has continued its efforts to ensure the accuracy of the data in the system. This includes removing any MEs who are not in compliance with the regulatory requirements. FMCSA wants to ensure when the public is searching for an ME on the website, that only MEs who are compliant with the regulatory requirements are listed as certified by FMCSA and that those who are not will be listed as removed. There are 92,625 MEs listed on the National Registry who have been certified by FMCSA to conduct physical qualification examinations. Approximately 76,898 of these MEs are accessing their National Registry account using *login.gov* and 38,707 of these MEs are actively performing physical qualification examinations and reporting results to the National Registry. To date, FMCSA has not received any complaints from CMV drivers indicating difficulties in locating MEs and scheduling appointments for their physical qualification examinations. In addition, the Agency continues to monitor the geographic distribution of MEs to identify potential challenges for drivers in locating MEs. Therefore, FMCSA does not anticipate any concerns that there are too few MEs to meet the

demand for physical qualification examinations and the possible removal of approximately 15,727 MEs, as proposed in this Notice, will not have any impact on the availability of certified MEs to perform physical qualification examinations of CMV drivers.

It is imperative that FMCSA remove these MEs from the National Registry now, before the final provisions of the Medical Examiner's Certification Integration (NRII) final rule are implemented on June 23, 2025 (80 FR 22790, Apr. 23, 2015). On that date, FMCSA will begin electronically transmitting medical certification information for CMV drivers required to hold a commercial learner's permit or a commercial driver's license from the National Registry to the State Driver's Licensing Agencies (SDLAs). If an ME does not access their National Registry account using *login.gov* and report results of physical qualification examinations performed, FMCSA will not be able to electronically transmit those results to the SDLA for posting to the drivers' records.

IV. Proposed Action To Remove Medical Examiners

FMCSA proposes to remove MEs from its National Registry who have failed to access their National Registry account using *login.gov* and have failed to update their National Registry account information.

There are approximately 15,727 MEs who have not accessed their National Registry account using *login.gov* and as a result, are not able to fulfill regulatory requirements such as reporting results of physical qualification examinations performed on CMV drivers, receiving FMCSA communications, and completing required training. Despite multiple attempts, FMCSA staff has not been able to reach these MEs. Accordingly, FMCSA is proposing to remove these MEs from the National Registry for failure to comply with the requirement to access their National Registry account using *login.gov* and to maintain current contact information. A list of the MEs whom FMCSA proposes to remove can be found in the docket for this proceeding (see <https://www.regulations.gov/docket/FMCSA-2023-0152/document>).

V. Required Corrective Actions

MEs proposed for removal must complete the following corrective actions on or before February 23, 2024 to avoid being removed from the National Registry: (1) create a *login.gov* account using the same email address as their National Registry account or sign

into the National Registry with an existing *login.gov* account using the same email address as their National Registry account, through the National Registry website at <https://nationalregistry.fmcsa.dot.gov> (Select "Login"); and (2) once logged in, correct all outdated contact information in their National Registry profile. MEs who do not complete these corrective actions will be removed from the National Registry on February 24, 2024. If assistance is needed to complete these corrective actions, affected MEs may contact the National Registry Technical Support Help Desk at fnctechsup@dot.gov or (617) 494-3003.

VI. Effect of Removal From the National Registry

Removal of an ME pursuant to this Notice will not invalidate any Medical Examiner's Certificates, Form MCSA-5876, issued by that ME to CMV drivers prior to the date they are removed from the National Registry. However, after an ME has been removed from the National Registry, they will no longer be authorized to perform physical qualification examinations of CMV drivers and issue Medical Examiner's Certificates, Form MCSA-5876 (49 U.S.C. 31149(d)(3)). MEs removed from the National Registry will continue to appear on the public website for 3 years following the date of their removal with an indication that they are no longer certified as an ME and have been removed from the National Registry with a removal date. FMCSA encourages CMV drivers and other stakeholders to use the National Registry website public search feature to verify that an ME is certified by FMCSA, as this will have the most current information, including a removal date where applicable.

MEs who are removed from the National Registry pursuant to this Notice may request reinstatement to the National Registry after completing the corrective actions set forth in Section V above. To request reinstatement MEs must log in to their National Registry account, select "My Profile" from the main menu on the left side of the screen, select "Request Reinstatement," follow the instructions provided, and submit the reinstatement request to FMCSA for consideration.

Robin Hutcheson,

Administrator.

[FR Doc. 2024-01283 Filed 1-23-24; 8:45 am]

BILLING CODE 4910-EX-P

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

[Docket No. FRA-2023-0002-N-39]

Proposed Agency Information Collection Activities; Comment Request

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

ACTION: Notice of information collection; request for comment.

SUMMARY: Under the Paperwork Reduction Act of 1995 (PRA) and its implementing regulations, this notice announces that FRA is forwarding the Information Collection Request (ICR) summarized below to the Office of Management and Budget (OMB) for review and comment. The ICR describes the information collection and its expected burden. On November 4, 2023, FRA published a notice providing a 60-day period for public comment on the ICR. FRA received no comments related to the proposed collection of information.

DATES: Interested persons are invited to submit comments on or before February 23, 2024.

ADDRESSES: Written comments and recommendations for the proposed ICR should be sent within 30 days of publication of this notice to www.reginfo.gov/public/do/PRAMain. Find the particular ICR by selecting "Currently under Review—Open for Public Comments" or by using the search function.

FOR FURTHER INFORMATION CONTACT: Ms. Joanne Swafford, Information Collection Clearance Officer, at email: joanne.swafford@dot.gov or telephone: (757) 897-9908 or Ms. Arlette Mussington, Information Collection Clearance Officer, at email: arlette.mussington@dot.gov or telephone: (571) 609-1285.

SUPPLEMENTARY INFORMATION: The PRA, 44 U.S.C. 3501-3520, and its implementing regulations, 5 CFR part 1320, require Federal agencies to issue two notices seeking public comment on information collection activities before OMB may approve paperwork packages. See 44 U.S.C. 3506, 3507; 5 CFR 1320.8 through 1320.12. On November 4, 2023, FRA published a 60-day notice in the **Federal Register** soliciting comment on the ICR for which it is now seeking OMB approval. See 88 FR 76269. FRA received no comments related to the proposed collection of information.

Before OMB decides whether to approve the proposed collection of