

with the protection of investors and the public interest. Accordingly, the Commission hereby waives the 30-day operative delay and designates the proposal operative upon filing.<sup>37</sup>

At any time within 60 days of the filing of such proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act. If the Commission takes such action, the Commission shall institute proceedings under Section 19(b)(2)(B) <sup>38</sup> of the Act to determine whether the proposed rule change should be approved or disapproved.

#### IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

##### Electronic Comments

- Use the Commission's internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an email to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-NYSEAMER-2021-49 on the subject line.

##### Paper Comments

- Send paper comments in triplicate to: Secretary, Securities and Exchange Commission, 100 F Street NE, Washington, DC 20549-1090.

All submissions should refer to File Number SR-NYSEAMER-2021-49. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's internet website (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the

public in accordance with the provisions of 5 U.S.C. 552, will be available for website viewing and printing in the Commission's Public Reference Room, 100 F Street NE, Washington, DC 20549 on official business days between the hours of 10:00 a.m. and 3:00 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change. Persons submitting comments are cautioned that we do not redact or edit personal identifying information from comment submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-NYSEAMER-2021-49 and should be submitted on or before February 2, 2022.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>39</sup>

**J. Matthew DeLesDernier,**

*Assistant Secretary.*

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**BILLING CODE 8011-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[Docket No. 2120-0671]

#### Agency Information Collection Activities: Request for Renewal of a Previously Approved Information Collection(s): Safety Management Systems for Part 121 Certificate Holders

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

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

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, FAA invites public comments about our intention to request the Office of Management and Budget (OMB) approval to reinstate with change an information collection used to support the analysis of safety data as part of the Safety Management System requirement for part 121 certificate holders. The information collected will be used to identify hazards and show ongoing compliance with part 5, Safety Management Systems.

**DATES:** Written comments should be submitted by February 11, 2022.

**ADDRESSES:** Written comments and recommendations for the proposed

information collection should be sent within 30 days of publication of this notice to [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting

"Currently under 30-day Review—Open for Public Comments" or by using the search function.

#### FOR FURTHER INFORMATION CONTACT:

Sean Denniston, Safety Management Program Office (AFS-910), by email at: [sean.denniston@faa.gov](mailto:sean.denniston@faa.gov) or by phone: 571-758-7362.

#### SUPPLEMENTARY INFORMATION: Public Comments Invited:

You are asked to comment on any aspect of this information collection, including (a) Whether the proposed collection of information is necessary for FAA's performance; (b) the accuracy of the estimated burden; (c) ways for FAA to enhance the quality, utility and clarity of the information collection; and (d) ways that the burden could be minimized without reducing the quality of the collected information.

**OMB Control Number:** 2120-0763.

**Title:** *Agency Information Collection*

**Activities:** Request for Renewal of a Previously Approved Information Collection(s); Safety Management Systems for Part 121 Certificate Holders.

**Form Numbers:** None.

**Type of Review:** Renewal of an Information Collection with changes.

**Background:** The information collected involves the collection and analysis of safety data as part of a Safety Management System (SMS), as required for part 121 by 14 CFR part 5, Safety Management Systems. The information to be collected will continue to be used to show compliance with part 5.

The existing information collection included the submission of SMS Implementation Plans to the FAA by March 9, 2018. That portion of the information collection has been completed and only new applicants for a part 121 certificate will be required to submit SMS Implementation Plans in the future. While the burden for existing part 121 certificate holders is significantly reduced, it is anticipated there will be some ongoing recordkeeping requirements for part 5 compliance.

A 60-Day **Federal Register** Notice and request for comments was published on June 20, 2018 (83 FR 28758) and a 30-Day **Federal Register** Notice and request for comments was published on September 17, 2018 (83 FR 46990). The FAA did not receive any comments on either notice. Since the 60-Day and 30-Day notices, there are changes to the original request and an additional 60-Day **Federal Register** Notice was

<sup>37</sup> For purposes only of waiving the 30-day operative delay, the Commission has considered the proposed rule change's impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f).

<sup>38</sup> 15 U.S.C. 78s(b)(2)(B).

<sup>39</sup> 17 CFR 200.30-3(a)(12).

published on December 9, 2020 (85 FR 79256). The current number of certificate holders in 2020 is 68 compared to 90 in 2015. The 68 part 121 certificate holders implemented a Safety Management System by the March 9, 2018 part 5 deadline. The burden analysis has been revised reflecting part 121 SMS implementation, revised

industry numbers, and analysis of post-implementation recordkeeping.

*Respondents:* All 68 existing part 121 certificate holders.

*Frequency:* Implementation Plan collection: 1 future applicant for part 121 certificate (anticipating no more than one new applicant a year).

Recordkeeping requirement: Annual

recordkeeping requirements for all 68 existing part 121 certificates.

Air carrier groups	Number of air carriers
Large (50+ aircraft) .....	25
Medium (10–49 aircraft) .....	19
Small (<9 aircraft) .....	24
Number of Operators .....	68

*Respondents:*

Summary (annual number)	Reporting	Recordkeeping	Disclosure
<b>Large Air Carrier</b>			
Number of Respondents .....	.....	25	N/A
Number of Responses per Respondents .....	.....	1	N/A
Time per Response .....	.....	2,000	N/A
Total Number of Responses .....	.....	25	N/A
Total burden (hours) .....	.....	50,000	N/A
<b>Medium Air Carrier</b>			
Number of Respondents .....	.....	19	N/A
Number of Responses per Respondents .....	.....	1	N/A
Time per Response .....	.....	4,000	N/A
Total Number of Responses .....	.....	19	N/A
Total burden (hours) .....	.....	76,000	N/A
<b>Small Air Carrier</b>			
Number of Respondents .....	.....	24	N/A
Number of Responses per Respondents .....	.....	1	N/A
Time per Response .....	.....	1,000	N/A
Total Number of Responses .....	.....	24	N/A
Total burden (hours) .....	.....	24,000	N/A

Estimated annual collection activity for one new medium part 121 air carrier.

Summary (annual number)	Gap analysis	Implementation plan	SMS
Number of Respondents .....	.....	1	.....
Number of Responses per Respondents .....	.....	1	.....
Time per Response .....	.....	2,732	.....
Total number of responses .....	.....	1	.....
Total burden (hours) .....	.....	2,732	.....

*Estimated Average Burden per Response:* 2,732 Hours.

*Estimated Total Annual Burden:* Large Air Carriers 50,000, Medium Air Carriers 76,000, Small Air Carriers 24,000, total annual burden 150,000 hours.

**Robert C. Carty,**

*Acting Executive Director, Flight Standards Service, AFX-1.*

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## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. NHTSA-2021-0094]

#### Agency Information Collection Activities; Notice and Request for Comments; Exemption for the Make Inoperative Prohibition To Accommodate People With Disabilities

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), U.S. Department of Transportation (DOT).

**ACTION:** Notice and request for comments on a request for reinstatement of a previously approved collection of information.

**SUMMARY:** The National Highway Traffic Safety Administration (NHTSA) invites public comments about our intention to request approval from the Office of Management and Budget (OMB) for reinstatement of a previously approved information collection. Before a Federal agency can collect certain information from the public, it must receive approval from OMB. Under procedures established by the Paperwork Reduction Act of 1995, before seeking OMB approval, Federal agencies must solicit public comment on proposed collections of information, including extensions and reinstatement of previously approved collections. This document describes a collection of information for which NHTSA intends