

drug testing and 10 percent of safety-sensitive employees for random alcohol testing.

**FOR FURTHER INFORMATION CONTACT:** Ms. Vicky Dunne, Federal Aviation Administration, Office of Aerospace Medicine, Drug Abatement Division, Program Policy Branch; Email [drugabatement@faa.gov](mailto:drugabatement@faa.gov); Telephone (202) 267-8442.

**SUPPLEMENTARY INFORMATION:**

*Discussion:* Pursuant to 14 CFR 120.109(b), the FAA Administrator's decision on whether to change the minimum annual random drug testing rate is based on the reported random drug test positive rate for the entire aviation industry. If the reported random drug test positive rate is less than 1.00%, the Administrator may continue the minimum random drug testing rate at 25%. In 2023, the random drug test positive rate was 0.881%. Therefore, the minimum random drug testing rate will remain at 25% for calendar year 2025.

Similarly, 14 CFR 120.217(c), requires the decision on the minimum annual random alcohol testing rate to be based on the random alcohol test violation rate. If the violation rate remains less than 0.50%, the Administrator may continue the minimum random alcohol testing rate at 10%. In 2023, the random alcohol test violation rate was 0.141%. Therefore, the minimum random alcohol testing rate will remain at 10% for calendar year 2025.

If you have questions about how the annual random testing percentage rates are determined, please refer to the Code of Federal Regulations Title 14, section 120.109(b) (for drug testing), and 120.217(c) (for alcohol testing).

Issued in Washington, DC.

**Susan Northrup,**

*Federal Air Surgeon.*

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**BILLING CODE P**

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**DEPARTMENT OF TRANSPORTATION**

**Federal Railroad Administration**

[Docket No. FRA-2024-0015]

**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, FRA seeks approval of the Information Collection Request (ICR) summarized below.

Before submitting this ICR to the Office of Management and Budget (OMB) for approval, FRA is soliciting public comment on specific aspects of the activities identified in the ICR.

**DATES:** Interested persons are invited to submit comments on or before December 31, 2024.

**ADDRESSES:** Written comments and recommendations for the proposed ICR should be submitted on [regulations.gov](https://www.regulations.gov) to the docket, Docket No. FRA-2024-0015. All comments received will be posted without change to the docket, including any personal information provided. Please refer to the assigned OMB control number (2130-0005) in any correspondence submitted. FRA will summarize comments received in response to this notice in a subsequent notice, made available to the public, and include them in its information collection submission to OMB for approval.

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

**SUPPLEMENTARY INFORMATION:** The PRA, 44 U.S.C. 3501-3520, and its implementing regulations, 5 CFR part 1320, require Federal agencies to provide 60 days' notice to the public to allow comment on information collection activities before seeking OMB approval of the activities. *See* 44 U.S.C. 3506, 3507; 5 CFR 1320.8 through 1320.12. Specifically, FRA invites interested parties to comment on the following ICR regarding: (1) whether the information collection activities are necessary for FRA to properly execute its functions, including whether the activities will have practical utility; (2) the accuracy of FRA's estimates of the burden of the information collection activities, including the validity of the methodology and assumptions used to determine the estimates; (3) ways for FRA to enhance the quality, utility, and clarity of the information being collected; and (4) ways for FRA to minimize the burden of information collection activities on the public, including the use of automated collection techniques or other forms of information technology. *See* 44 U.S.C. 3506(c)(2)(A); 5 CFR 1320.8(d)(1).

FRA believes that soliciting public comment may reduce the administrative

and paperwork burdens associated with the collection of information that Federal regulations mandate. In summary, comments received will advance three objectives: (1) reduce reporting burdens; (2) organize information collection requirements in a "user-friendly" format to improve the use of such information; and (3) accurately assess the resources expended to retrieve and produce information requested. *See* 44 U.S.C. 3501.

The summary below describes the ICR that FRA will submit for OMB clearance as the PRA requires:

*Title:* Hours of Service Regulations.

*OMB Control Number:* 2130-0005.

*Abstract:* FRA's hours of service recordkeeping regulations (49 CFR part 228), amended as mandated by the Rail Safety Improvement Act of 2008, include substantive hours of service requirements for train employees (*i.e.*, locomotive engineers and conductors) providing commuter and intercity rail passenger transportation (*e.g.*, maximum on-duty periods, minimum off-duty periods, and other limitations). The regulations also require railroads to evaluate passenger train employee work schedules for risk of employee fatigue and implement measures to mitigate the risk, and to submit to FRA for approval certain schedules and mitigation plans. Finally, the regulations include recordkeeping and reporting provisions requiring railroads to keep hours of service records, and report excess service, for train employees, signal employees, and dispatching service employees on both freight and passenger railroads. FRA uses the information collected to verify that railroads do not require or allow their employees to exceed maximum on-duty periods and ensure that they abide by minimum off-duty periods, and adhere to other limitations, to enhance rail safety and reduce the risk of accidents/incidents caused, or contributed to, by train employee fatigue.

In this 60-day notice, FRA is updating existing form FRA F 6180.3 Hours of Service Report to make the following edits:

- The term "Division" has been changed to "Place of Excess Service (City/State)".
- Changing "Train or Engine Number (*if train or engine crew*)" to "Train ID/Job ID".
- "Type of Service" has been updated by adding the following check boxes: "TEY"; "Signal"; "Dispatch" (*respondent will check one box to reflect the type of service being performed at the time of excess service*).

- The column, “Conservative Time Off Duty in Preceding 23-Hour Period” has been updated to “Previous Time Off”.

- Changing the term “Cause” to “Brief Description of Excess Service”. Additionally, FRA made multiple adjustments that increased the previously approved burden hours from 1,283,507 to 1,284,832 hours. This increase, after a thorough review, is the result of the changes described in the following sections summarized below:

- Under § 228.19, Monthly reports of excess service, FRA determined that the annual submissions of form FRA F 6180.3, Exception Report, would increase the burden hours by 567 hours and 567 responses.

- Under §§ 228.103 and 228.107, Construction of employees’ sleeping quarters—Petition request, FRA anticipates receiving zero petitions over the next three-year collection period. Accordingly, the burden hours were reduced by 48 hours.

- Under § 228.207, Refresher training, and § 228.411, Training programs on fatigue and related topics, FRA made burden estimate adjustments that more accurately reflect the number of responses and estimated average time required by each section, increasing the burden by 6 hours.

- Under § 228.407(f), Consultation with directly affected employees, FRA has determined that this requirement is

not covered under the System Safety Program (SSP). Therefore, an estimated 800 burden hours has been added to this section.

Overall, the adjustments increased the total burden by 1,325 hours.

*Type of Request:* Extension without change (with changes in estimates) of a currently approved collection.

*Affected Public:* Businesses (railroads and signal contractors).

*Form(s):* FRA F 6180.3.

*Respondent Universe:* 797 railroads, signal contractors and subcontractors.

*Frequency of Submission:* On occasion.

**REPORTING BURDEN**

CFR Part 228 section	Respondent universe	Total annual responses (A)	Average time per response (hours) (B)	Total annual burden hours (A * B = C)	Total cost equivalent U.S.D (D = C * wage rate) <sup>1</sup>
<b>SUBPART B—Records and Reporting</b>					
228.9—Railroad records; general .....	<i>The burden for this requirement is accounted for under §228.11.</i>				
228.11—Hours of duty records (electronic and paper).	797 Railroads signal contractors & sub-contractors.	17,448,669 electronic ..	3 minutes .....	872,433.45	\$77,759,993.40
228.17—Dispatchers record of train movements	63 dispatch offices .....	918,351 paper .....	8 minutes .....	122,446.80	10,913,683.28
		285,000 cumulative train-movement tracking (records).	1 .....	285,000	25,402,050.00
228.19(g) through (h)—Monthly reports of excess service—Exception (FRA F 6180.3).	797 Railroads signal contractors & sub-contractors.	2,317 reports .....	1 .....	2,317	206,514.21
<b>SUBPART C—Construction of Railroad-Provided Sleeping Quarters</b>					
228.103 and 228.107—Construction of employees’ sleeping quarters—Petition request to FRA to allow construction near work areas.	<i>FRA anticipates zero petition submissions over the next three-year period.</i>				
<b>SUBPART D—Electronic Recordkeeping System and Automated Recordkeeping system</b>					
228.207(b)—Training—Initial training—New employees and supervisors.	671 railroads .....	250 training records .....	2 minutes .....	8	713.04
—(c) Refresher training—System audits for irregularities by railroads and contractors.	797 railroads/signal contractors & sub-contractors.	797 audits and records	2 .....	1,594	142,073.22
<b>SUBPART F—Substantive Hours of Service Requirements for Train Employees Engaged in Commuter or Intercity Rail Passenger Transportation</b>					
228.407(a)—Analysis of work schedules—Railroads’ analysis of one cycle of work schedules of employees engaged in commuter or intercity passenger transportation.	36 railroads .....	3 analyses .....	2 .....	6	534.78
—(b) Submissions of certain work schedules and any fatigue mitigation plans, (FMP) and determinations of operational necessity or declarations.	36 railroads .....	3 fatigue mitigation plans.	20 .....	60	5,347.80
—(b) Submissions to FRA for review and approval.	36 railroads .....	1 submission .....	1 .....	1	89.13
—(c) Submission of models for FRA approval; validated models already accepted by FRA.	<i>FRA anticipates zero submissions under this requirement over the next three-year period.</i>				
—(d) Analysis of certain later changes in work schedules—Analyses and mitigation plans—Resubmission to FRA for approval.	36 railroads .....	1 analysis or plan .....	1 .....	1	89.13
—(e) Fatigue mitigation plans .....	<i>The paperwork burden for this requirement has been fulfilled by railroads or included under §228.407(b)–(d).</i>				

REPORTING BURDEN—Continued

CFR Part 228 section	Respondent universe	Total annual responses (A)	Average time per response (hours) (B)	Total annual burden hours (A * B = C)	Total cost equivalent U.S.D (D = C * wage rate) <sup>1</sup>
—(f) RR Consultation with directly affected employees on: (i) RR Work schedules at risk for fatigue level possibly compromising safety; and (ii) Railroad’s selection of fatigue mitigation tools; and (iii) All RR Submissions required by this section seeking FRA approval.	36 railroads .....	20 .....	40 .....	800.00	71,304.00
228.409—Requirements for railroad-provided employee sleeping quarters during interim releases and other periods available for rest within a duty tour.	<i>The paperwork burden for requirement is included under § 228.407(f).</i>				
228.411—Training programs on fatigue and related topics (e.g., rest, alertness, changes in rest cycles, etc.)..	36 railroads .....	36 .....	2 .....	72	6,417.36
—(e) Records of training on fatigue and related topics.	36 railroads .....	5,539 .....	1 minute .....	92	8,199.96
228.411(f)—Conditional exclusion—Written declaration to FRA by tourist, scenic, historic, or excursion railroads seeking exclusion.	93 railroads .....	1 .....	1 .....	1	89.13
Totals <sup>2</sup> .....	797 railroads signal contractors & sub-contractors.	18,660,988 .....	N/A .....	1,284,832	114,517,098

Total Estimated Annual Responses: 18,660,988.

Total Estimated Annual Burden: 1,284,832 hours.

Total Estimated Annual Burden Hour Dollar Cost Equivalent: \$114,517,098.

FRA informs all interested parties that it may not conduct or sponsor, and a respondent is not required to respond to, a collection of information that does not display a currently valid OMB control number.

Authority: 44 U.S.C. 3501–3520.

Christopher S. Van Nostrand,  
Deputy Chief Counsel.

[FR Doc. 2024–25565 Filed 11–1–24; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

[Docket No. FRA–2024–0006]

Proposed Agency Information Collection Activities; Comment Request

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

<sup>1</sup> The dollar equivalent cost is derived from the 2023 Surface Transportation Board Full Year Wage A&B data series using employee group 200 (Professional Administrative Staff) hourly wage rate of \$50.93. The total burden wage rate (straight time plus 75%) used in the table is \$89.13 (\$50.93 × 1.75 = \$89.13).

<sup>2</sup> Totals may not add up due to rounding.

**ACTION:** Notice of information collection; request for comment.

**SUMMARY:** Under the Paperwork Reduction Act of 1995 (PRA) and its implementing regulations, FRA seeks approval of the Information Collection Request (ICR) summarized below. Before submitting this ICR to the Office of Management and Budget (OMB) for approval, FRA is soliciting public comment on specific aspects of the activities identified in the ICR.

**DATES:** Interested persons are invited to submit comments on or before January 3, 2025.

**ADDRESSES:** Written comments and recommendations for the proposed ICR should be submitted on *regulations.gov* to the docket, Docket No. FRA–2024–0006. All comments received will be posted without change to the docket, including any personal information provided. Please refer to the assigned OMB control number (2130–NEW) in any correspondence submitted. FRA will summarize comments received in response to this notice in a subsequent notice, made available to the public, and include them in its information collection submission to OMB for approval.

**FOR FURTHER INFORMATION CONTACT:** Ms. Arlette Mussington, Information Collection Clearance Officer, at email: *arlette.mussington@dot.gov* or telephone: (571) 609–1285 or Ms. Joanne Swafford, Information Collection Clearance Officer, at email:

*joanne.swafford@dot.gov* or telephone: (757) 897–9908.

**SUPPLEMENTARY INFORMATION:** The PRA, 44 U.S.C. 3501–3520, and its implementing regulations, 5 CFR part 1320, require Federal agencies to provide 60 days’ notice to the public to allow comment on information collection activities before seeking OMB approval of the activities. See 44 U.S.C. 3506, 3507; 5 CFR 1320.8 through 1320.12. Specifically, FRA invites interested parties to comment on the following ICR regarding: (1) whether the information collection activities are necessary for FRA to properly execute its functions, including whether the activities will have practical utility; (2) the accuracy of FRA’s estimates of the burden of the information collection activities, including the validity of the methodology and assumptions used to determine the estimates; (3) ways for FRA to enhance the quality, utility, and clarity of the information being collected; and (4) ways for FRA to minimize the burden of information collection activities on the public, including the use of automated collection techniques or other forms of information technology. See 44 U.S.C. 3506(c)(2)(A); 5 CFR 1320.8(d)(1).

FRA believes that soliciting public comment may reduce the administrative and paperwork burdens associated with the collection of information that Federal regulations mandate. In summary, comments received will advance three objectives: (1) reduce