

Information Collections Open for Comment

Title: 46 CFR 535—Ocean Common Carrier and Marine Terminal Operator Agreements Subject to the Shipping Act of 1984.

OMB Approval Number: 3072–0045 (Expires February 29, 2024).

Abstract: Section 4 of the Shipping Act of 1984, 46 U.S.C. 40301(a)–(c), identifies certain agreements by or among ocean common carriers (carriers) and marine terminal operators (MTOs) that fall within the jurisdiction of that Act. Section 5 of the Act, 46 U.S.C. 40302, requires that carriers and MTOs file those agreements with the Federal Maritime Commission. Section 6 of the Act, 46 U.S.C. 40304, 40306, and 41307(b)–(d), specifies the Commission actions that may be taken with respect to filed agreements, including requiring the submission of additional information. Section 15 of the Act, 46 U.S.C. 40104, authorizes the Commission to require that carriers and MTOs, among other persons, file periodic or special reports. Requests for additional information and the filing of periodic or special reports are meant to assist the Commission in fulfilling its statutory mandate of overseeing the activities of the ocean transportation industry. These reports are necessary so that the Commission can monitor agreement parties' activities to determine how or if their activities will have an impact on competition.

This update includes a revised FMC–150 form, which is collected upon agreement filing for a subset of agreements under 46 CFR part 535. The Commission intends that filers will have a choice between using the existing FMC–150 or the revised FMC–150 pending any other changes in part 535 through rulemaking. This update also includes an increase in the number of responses received. The total estimated burden hours has decreased.

Current Actions: Revision of Form FMC–150.

Type of Review: Extension.

Needs and Uses: The Commission uses the information filed by agreement parties to monitor their activities as required by the Shipping Act. Under 46 U.S.C. 41307, the Commission must determine whether an agreement will have, or has resulted in, a substantial reduction in competition within the prevailing market leading to an unreasonable reduction in transportation service or an unreasonable increase in transportation costs “or to substantially lessen competition in the purchasing of certain covered services.” In such cases, the

Commission would take action to seek to enjoin the agreement in the U.S. District Court for the District of Columbia.

Frequency: This information will be collected as required by the regulations at part 535.

Type of Respondents: The types of respondents are marine terminal operators, vessel-operating common carriers (VOCCs), and other parties to FMC-filed agreements.

Number of Annual Respondents: The 2019 notice stated that the number of respondents was 334. This number erroneously counted the number of VOCCs and MTOs as the number of respondents. The adjusted number accounts for the number of filings of agreements and monitoring information, as well as those subject to recordkeeping, under the regulations at part 535. Some MTOs and VOCCs are not required to submit any information, some are subject only to the recordkeeping, and a relatively small subset are parties to multiple agreements and therefore file multiple types of information under this collection with different periodicity. The agency will consider these separate respondents for the purpose of this collection. The total number is 2,887.

Estimated Time Per Response:

Responses associated with Agreement filings under part 535:

- The average time per response to file an Agreement that includes Form FMC–150 is 75 hours.
- The average time per response to file an Agreement that does not require FMC–150 is 6 hours.
- The time to file an Agreement termination averages 0.25 hours.

Responses associated with Monitoring Requirements under part 535:

- The average time for meeting minutes is 2 hours.
- The average time for filing quarterly monitoring reports for VOCC rate discussion agreements is 50 hours.
- The average time for filing FMC–151 (filed by alliance parties) is 160 hours.
- Other reporting requirements average 10 hours.
- Recordkeeping for optionally filed agreements is estimated at 0.25 hours.

Total Annual Burden:

Associated with Agreement filings under part 535:

- Filing an Agreement that includes Form FMC–150: 15 responses \times 75 hours = 1,125 person-hours.
- Filing an Agreement that does not require FMC–150: 60 responses \times 6 hours = 360 person-hours.
- Termination of Agreements: 36 responses \times 0.25 hours = 9 person-hours.

Associated with Monitoring Requirements under part 535:

- Filing meeting minutes: 850 responses \times 2 hours = 1,700 person-hours.
- Reporting for VOCC rate discussion agreements: 40 \times 50 = 2,000 person-hours.
- Reporting on FMC–151 (filed by Alliance parties): 36 \times 160 = 5,760 person-hours.
- Other reporting requirements = 300 \times 10 = 3,000 person-hours.
- Recordkeeping for optionally filed agreements = 1,300 \times 0.25 = 325 person-hours.

Total burden equals 14,279 hours.

Carl Savoy,

Federal Register Alternate Liaison Officer.

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GENERAL SERVICES ADMINISTRATION

[OMB Control No. 3090–0118; Docket No. 2023–0001; Sequence No. 3]

Submission for OMB Review; Federal Management Regulation; Statement of Witness; Standard Form 94

AGENCY: Office of Government-wide Policy (OGP), General Services Administration (GSA).

ACTION: Notice.

SUMMARY: Under the provisions of the Paperwork Reduction Act, the Regulatory Secretariat Division invites members of the public to comment on an extension to an existing information collection requirement regarding OMB Control No. 3090–0118, Statement of Witness, Standard Form 94.

DATES: Submit comments on or before December 27, 2023.

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

FOR FURTHER INFORMATION CONTACT: Mr. Ray Wynter, GSA, OGP, Office of Asset and Transportation Management, at telephone 202–501–3802 or via email to ray.wynter@gsa.gov.

SUPPLEMENTARY INFORMATION:

A. Purpose

GSA's Office of Government-wide Policy is announcing the availability of Standard Form 94, Statement of Witness

that is publicly available on <http://www.gsa.gov/forms>. This form will be used to collect information from witnesses reporting accidents and/or damage to Federal Fleet Vehicles. Standard Form (SF) 94 provides additional accounts of motor vehicle accidents that supplement statements made by a motor vehicle operator. Use of the SF 94 is prescribed in Federal Management Regulation, 41 CFR 102–34.290(b) and Federal Property Management Regulations, 41 CFR 101–39.401(b). The SF 94 is usually completed at the time of an accident involving a motor vehicle owned or leased by the Government.

The SF 94 is an essential part of the investigation of motor vehicle accidents, especially those involving the public with a potential for claims against the United States. It is a vital piece of information in lawsuits and provides the Assistant United States Attorneys with a written statement to refresh recollection of accidents, as necessary.

B. Annual Reporting Burden

Respondents: 290.

Responses per Respondent: 1.

Total Annual Responses: 290.

Hours per Response: 0.333.

Total Burden Hours: 97.

C. Public Comments

A 60-day notice published in the **Federal Register** at 88 FR 64912 on September 20, 2023. No public comments were received.

Obtaining Copies of Proposals: Requesters may obtain a copy of the information collection documents from the Regulatory Secretariat Division, at GSARegSec@gsa.gov. Please cite OMB Control No. 3090–0118, Statement of Witness, Standard Form 94, in all correspondence.

Lesley Briante,

Acting Deputy Chief Information Officer.

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GENERAL SERVICES ADMINISTRATION

[OMB Control No. 3090–0322; Docket No. 2023–0001; Sequence No. 10]

General Services Administration Acquisition Regulation; Information Collection; Prohibition on Certain Supply Chain Services or Equipment Under Lease Acquisitions and Commercial Solution Openings

AGENCY: Office of the Chief Acquisition Officer, General Services Administration (GSA).

ACTION: Notice of request for comments regarding a revision to an existing OMB clearance.

SUMMARY: Under the provisions of the Paperwork Reduction Act, the Regulatory Secretariat Division will be submitting to the Office of Management and Budget (OMB) a request to review and approve a revision of a previously approved information collection requirement for Prohibition to Certain Telecommunications and Video Surveillance Services or Equipment under Lease Acquisitions and Commercial Solution Openings. The revision now includes new information to be collected related to supply chain risk information sharing and exclusion or removal orders consistent with the Federal Acquisition Supply Chain Security Act of 2018.

DATES: Submit comments on or before January 26, 2024.

ADDRESSES: Submit comments identified by Information Collection 3090–0322, Prohibition on Certain Supply Chain Services or Equipment Under Lease Acquisitions and Commercial Solution Openings via <http://www.regulations.gov>. Submit comments via the Federal eRulemaking portal by searching the OMB control number 3090–0322. Select the link “Comment Now” that corresponds with “Information Collection 3090–0322, Prohibition on Certain Supply Chain Services or Equipment Under Lease Acquisitions and Commercial Solution Openings”. Follow the instructions provided on the screen. Please include your name, company name (if any), and “Information Collection 3090–0322, Prohibition on Certain Supply Chain Services or Equipment Under Lease Acquisitions and Commercial Solution Openings” on your attached document.

Instructions: Please submit comments only and cite Information Collection 3090–0322, Prohibition on Certain Supply Chain Services or Equipment Under Lease Acquisitions and Commercial Solution Openings, in all correspondence related to this collection. Comments received generally will be posted without change to [regulations.gov](http://www.regulations.gov), including any personal and/or business confidential information provided. To confirm receipt of your comment(s), please check [regulations.gov](http://www.regulations.gov), approximately two-to-three days after submission to verify posting.

FOR FURTHER INFORMATION CONTACT: Mr. Stephen Carroll, Procurement Analyst, General Services Acquisition Policy Division, 817–253–7858 or via email at gsarpolicy@gsa.gov.

SUPPLEMENTARY INFORMATION:

A. Purpose

There are two purposes. The first (“889”) supports implementation of Section 889 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115–232) under lease acquisitions and commercial solution openings. This section prohibits agencies from procuring, obtaining, extending or renewing a contract with contractors that will provide or use covered telecommunication equipment or services as a substantial or essential component of any system, or as a critical technology as part of any system on or after August 13, 2020 unless an exception applies.

The second (“FASCSCA Orders”) supports implementation of supply chain risk information sharing and exclusion or removal orders consistent with the Federal Acquisition Supply Chain Security Act of 2018 and a final rule issued by the Federal Acquisition Security Council. The implementation of supply chain risk information sharing and exclusion or removal orders FAR interim rule requires complying with exclusion or removal orders (“FASCSCA Orders”) and sharing certain supply chain risk information with the Federal Acquisition Security Council (FASC) when applicable FASCSCA orders are issued from one or a combination of the following FASCSCA orders-issuing agencies: Department of Homeland Security (DHS), the Department of Defense (DoD), and/or the Office of the Director of National Intelligence (DNI). Only DHS may issue orders applicable to GSA (*i.e.*, civilian agencies).

For 889, the requirement is implemented in the Federal Acquisition Regulation (FAR) through the provision at FAR 52.204–24, Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment and the clause at FAR 52.204–25, Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment.

For FASCSCA Orders, the requirement is implemented in the FAR through the provision at FAR 52.204–29, Federal Acquisition Supply Chain Security Act Orders-Representation and Disclosures and the clause at FAR 52.204–30, Federal Acquisition Supply Chain Security Act Orders-Prohibition.

B. Annual Reporting Burden

1. FAR 52.204–24 for GSA Lease Acquisitions

Respondents: 3,100.