

applicable to this waiver as this waiver is based on nonavailability rather than the cost disadvantage of domestically-sourced products.

Executive Order 14005: Executive Order (E.O.) 14005, entitled “Ensuring the Future is Made in All of America by All of America’s Workers,” provides that Federal Agencies should, consistent with applicable law, maximize the use of goods, products, and materials produced in, and services offered in, the United States. 86 FR 7475 (Jan. 28, 2021). Based on the information contained in the waiver request and the lack of responsive comments to the notice of waiver request identifying a domestic source for the waiver items, FHWA concludes that issuing a waiver is not inconsistent with E.O. 14005.

Finding and Request for Comments

Based on all the information available to the Agency, FHWA concludes that there are no Buy America-compliant versions of the waiver items and is waiving its Buy America requirements set forth at 23 U.S.C. 313 and 23 CFR 635.410 for the following products used by IDOT in the relocation of Pump Station No. 37: 4 main submersible pumps with discharge capacity of 3,000 gpm each and 2 low flow submersible pumps with discharge capacity of 921 gpm each. This finding only includes the specified pumps identified in the waiver request and supporting documents included on FHWA’s website.

This waiver is limited to applicable purchases by IDOT, IDOT’s contractors, or subcontractors (of whatever tier) of the waiver items for the Pump Station 37 Project. The waiver does not apply to purchases made for any other products or projects. The proposed waiver would be effective from the effective date of the final waiver through the period of performance and closeout of FHWA’s financial assistance for the project, which is estimated to be in October 2028.

IDOT and its contractors and subcontractors involved in the procurement of the relevant submersible pumps are reminded of the need to comply with the Cargo Preference Act in 46 CFR part 38, if applicable.

In accordance with the provisions of Section 117 of the SAFETEA-LU Technical Corrections Act of 2008 (Pub. L. 110–244), FHWA is providing this notice as its finding that a waiver of Buy America requirements is appropriate. FHWA invites public comment on this finding for an additional 5 days following the effective date of the finding. Comments may be submitted to

FHWA’s website via the link provided to the waiver page noted above.

Authority: 23 U.S.C. 313; Pub. L. 117–328; 23 CFR 635.410.

Kristin R. White,

Acting Administrator, Federal Highway Administration.

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DEPARTMENT OF TRANSPORTATION

[Docket No. DOT–OST–2024–0021]

Agency Requests for Approval of a New Information Collection: The Department of Transportation Title VI Program

AGENCY: Office of the Secretary (OST), Department of Transportation.

ACTION: Notice and request for comments.

SUMMARY: The Department of Transportation (DOT or Department) invites public comments about our intention to request the Office of Management and Budget’s (OMB) approval for an information collection for the Department’s activities conducted pursuant to Title VI of the Civil Rights Act of 1964. We are required to publish this notice in the **Federal Register** by the Paperwork Reduction Act of 1995.

DATES: Written comments should be submitted by November 29, 2024.

ADDRESSES: You may submit comments identified by Docket No. DOT–OST–2024–0021 through one of the following methods:

- *Federal eRulemaking Portal*: <http://www.regulations.gov>. Follow the online instructions for submitting comments.

- *Mail or Hand Delivery*: Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE, West Building, Room W12–140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except on Federal holidays. To ensure that someone is present to assist you, please call prior to visiting.

FOR FURTHER INFORMATION CONTACT: Chris Cialeo, Office of the General Counsel, Office of the Secretary, U.S. Department of Transportation, 1200 New Jersey Avenue SE, Washington, DC 20590, (202) 366–8789 or christopher.cialeo@dot.gov.

SUPPLEMENTARY INFORMATION: Title VI states that “[n]o person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to

discrimination under any program or activity receiving Federal financial assistance.” 42 U.S.C. 2000d.

To achieve this purpose, each Federal department and agency which provides financial assistance for any program or activity is authorized and directed by the Department of Justice (DOJ) to effectuate provisions of Title VI for each program or activity by issuing generally applicable regulations or requirements. The Department of Transportation (DOT) has issued its regulations implementing this DOJ mandate at 49 CFR part 21.

Pursuant to its Title VI regulations, DOT is responsible for ensuring that DOT-assisted programs and activities are carried out in a manner consistent with Title VI. The employment practices of a grant applicant, recipient, or sub-recipient are also covered under Title VI if the primary purpose of the DOT-supported program is to provide employment, or if those employment practices would result in discrimination against beneficiaries of DOT-assisted services and benefits. All project sponsors receiving financial assistance pursuant to a DOT-funded project shall not discriminate in the provision of services because of race, color, or national origin. This information collection will cover all Title VI information collections undertaken by DOT and its operating administrations (OAs) and would eliminate the need for different DOT OAs to submit individual Title VI information collection requests to OMB. Collection of Title VI information includes Title VI certifications and assurances, pre-award assessments, Title VI program plans, community participation plans, and compliance reviews. DOT’s Title VI implementing regulations and the Department of Justice (DOJ) regulation *Coordination of Non-discrimination in Federally Assisted Programs* provide for the collection of data and information from recipients (see 49 CFR 21.7(a), 21.9; 28 CFR 42.406, 42.407(a)).

We have characterized this as a new collection because it is the first time that the Department-wide clearance has been sought for the Department’s Title VI information collections, though Title VI information collections have been sought in the past by different OAs and for different grant programs. Upon OMB approval of this Title VI collection, DOT plans to terminate any duplicative OA collections that were previously approved separately. In addition, pursuant to the Department’s current Title VI Order (DOT Order 1000.12C), DOT will be collecting information pursuant to its Title VI-related activities that was not collected under the

preceding Title VI Order. Specifically, new information will include community participation plans and pre-award assessments, in addition to the Title VI plans and compliance reviews collected under the preceding Title VI Order that will continue to be collected under DOT Order 1000.12C. Because OAs are authorized by the Title VI Order to tailor their financial assistance application guidelines, the actual information collected may vary between OAs. A copy of the Department's proposed Title VI pre-award assessment template form is available for public comment in the docket.

To help commenters provide information that will better allow the Department to include the appropriate paperwork burden within this collection, we offer the following clarifications. A "collection of information," is defined as "the obtaining, causing to be obtained, soliciting, or requiring the disclosure to an agency, third parties or the public of information by or for an agency by means of identical questions posed to, or identical reporting, recordkeeping, or disclosure requirements imposed on, ten or more persons." 5 CFR 1320.3(c)(1). The activities that constitute the "burden" associated with a collection are defined in 5 CFR 1320.3(b)(1) as "the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency." Importantly, this burden is not necessarily the same as the entire regulatory burden for a program or an aspect of a program.

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 the Department's performance; (b) the accuracy of the estimated burden; (c) ways for the Department 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. The agency will summarize and/or include your comments in the request for OMB's clearance of this information collection.

Respondents: Airports, cities, counties, ports, Metropolitan Planning Organizations, railroads, shipyards, States, transit agencies, and universities.

Estimated Annual Burden per Respondent: Burden hours are provided by OA based on the specific Title VI compliance activity. The total number listed is the number that would be required to complete all five identified activities (Title VI Assurances, Pre-

Award Assessments, Title VI Plans, Community Participation Plans, and Compliance Reviews). Because certain activities, such as Compliance Reviews and the Pre-Award Assessment Form, will not apply to every recipient every year, the actual burden per respondent is likely to be lower.

Federal Aviation Administration: 43 hours (1 hour for Title VI Assurances, 2 hours for Pre-Award Assessments, 20 hours for Title VI plans, 10 hours for Community Participation Plans, 10 hours for Compliance Reviews)

Federal Highway Administration: 138 hours (1 hour for Title VI Assurances, 5 hours for Pre-Award Assessments, 60 hours for Title VI plans, 40 hours for Community Participation Plans, 32 hours for Compliance Reviews)

Federal Motor Carrier Safety Administration: 13 hours (1 hour for Title VI Assurances, 3 hours for Pre-Award Assessments, 3 hours for Title VI plans, 3 hours for Community Participation Plans, 3 hours for Compliance Reviews)

Federal Railroad Administration: 209 hours (1 hour for Title VI Assurances, 8 hours for Pre-Award Assessments, 80 hours for Title VI plans, 80 hours for Community Participation Plans, 40 hours for Compliance Reviews)

Federal Transit Administration: 37 hours (1 hour for Title VI Assurances, 3 hours for Pre-Award Assessments, 16 hours for Title VI plans, 2 hours for Community Participation Plans, 15 hours for Compliance Reviews)

Maritime Administration: 163 hours (1 hour for Title VI Assurances, 22 hours for Pre-Award Assessments, 20 hours for Title VI plans, 40 hours for Community Participation Plans, 80 hours for Compliance Reviews)

National Highway Traffic Safety Administration: 141 hours (1 hour for Title VI Assurances, 40 hours for Pre-Award Assessments, 40 hours for Title VI plans, 60 hours for Community Participation Plans)

Office of the Secretary: 49 hours (1 hour for Title VI Assurances, 8 hours for Pre-Award Assessments, 25 hours for Title VI plans, 15 hours for Community Participation Plans)

Pipeline and Hazardous Materials Safety Administration: 16 hours (1 hour for Title VI Assurances, 7 hours for Pre-Award Assessments, 6 hours for Title VI plans, 2 hours for Community Participation Plans)

Estimated Total Annual Burden: 133,422 hours, Department-wide. A breakdown of the total burden by OA is included below.

Federal Aviation Administration: 59,800 hours

Federal Highway Administration: 7,314 hours

Federal Motor Carrier Safety Administration: 1,672 hours

Federal Railroad Administration: 6,360 hours

Federal Transit Administration: 10,508 hours

Maritime Administration: 15,948 hours

National Highway Traffic Safety Administration: 10,716 hours

Office of the Secretary: 2,940 hours

Pipeline and Hazardous Materials Safety Administration: 4,400 hours

Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. chapter 35, as amended; and 49 CFR 1.49.

Issued in Washington, DC, on September 25, 2024.

Peter Constantine,

Assistant General Counsel for General Law.

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DEPARTMENT OF TRANSPORTATION

Office of the Secretary

[Docket No. DOT-OST-2023-0099]

Privacy Act of 1974; System of Records

AGENCY: Office of the Departmental Chief Information Officer, Office of the Secretary of Transportation, DOT.

ACTION: Notice of a modified system of records.

SUMMARY: In accordance with the Privacy Act of 1974, the United States Department of Transportation (DOT) intends to rename, update, and reissue an existing system of records notice currently titled "DOT/ALL 24 Departmental Office of Civil Rights (DOCR) System." This Notice is necessary for DOT records that are not covered by the Government-wide System of Records Notices (SORNs) for the Office of Personnel Management (OPM/GOVT-1) and the Equal Employment Opportunity Commission (EEOC/GOVT-1). OPM/GOVT-1 covers general personnel records pertaining to Federal employees. The EEOC/GOVT-1 covers equal employment opportunity records pertaining to claims by Federal employees and applicants for Federal employment who allege they have been discriminated against by a Federal agency under title VII of the Civil Act of 1964, as amended; section 15 of the Age Discrimination in Employment Act, section 501 of the Rehabilitation Act of 1973, as amended; and the Equal Pay Act. The DOT system known as the DOCR General Support System (GSS)