

industry practice, economic behavior, and other relevant criteria are invited.

- Comments requesting the

Department to readopt any of the vacated provisions should include suggestions on how the Department could better justify doing so in light of the concerns raised by the court.

Accordingly, the Department is requesting comments on the matters stated above and is requesting proposals to replace provisions for the vacated portions of the Policy Statement.

Petitions for Rulemaking

The petitions for rulemaking of ACI/AAAE and ATA evidently start from different assumptions and propose significantly divergent policies. Moreover, as discussed above, the Department has determined that additional information and input is needed before a specific proposal is formulated. Accordingly, the Department is opening a new docket to receive comments on fee reasonableness. The Department is taking no further action on these petitions at this time. Therefore, this Advance Notice of Proposed Policy is limited to the issues raised by *Air Transport Association of America v. Department of Transportation*, 119 F.3d 38 (D.C. Cir. 1997). The substance of the two petitions will be considered along with the comments submitted by other interested parties. Comments on the petitions may be submitted during the reply period.

Issued in Washington, D.C. on August 5, 1998.

Rodney E. Slater,

Secretary of Transportation.

Jane F. Garvey,

Administrator, Federal Aviation Administration.

[FR Doc. 98-21607 Filed 8-11-98; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Aviation Proceedings, Agreements Filed During the Week Ending July 31, 1998

The following Agreements were filed with the Department of Transportation under the provisions of 49 U.S.C. Sections 412 and 414. Answers may be filed within 21 days of date of filing.

Docket Number: OST-98-4265.

Date Filed: July 30, 1998.

Parties: Members of the International Air Transport Association.

Subject: PTC2 EUR-ME 0059 dated July 14, 1998. Europe-Middle East Resolutions r1-35 PTC2 EUR-ME 0060 dated July 17, 1998—Minutes, PTC2

EUR-ME Fares 0019 dated July 28, 1998—Tables Intended effective date: January 1, 1999.

Dorothy W. Walker,

Federal Register Liaison.

[FR Doc. 98-21584 Filed 8-11-98; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Intent to Rule on Application to Impose a Passenger Facility Charge (PFC) at Chicago O'Hare International Airport, Chicago, Illinois and Use FPC Revenue at Gary Regional Airport, Gary, Indiana

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of Intent to Rule on application.

SUMMARY: The FAA proposes to rule and invites public comment on the application to impose a FPC at Chicago O'Hare International Airport and use the revenue from a PFC at Gary Regional Airport under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (Title IX of the Omnibus Budget Reconciliation Act of 1990) (Pub. L. 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR Part 158).

DATES: Comments must be received on or before September 11, 1998.

ADDRESSES: Comments on this application may be mailed or delivered in triplicate to the FAA at the following address: Federal Aviation Administration, Chicago Airports District Office, 2300 East Devon Avenue, Room 201, Des Plaines, Illinois 60018.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Ms. Mary Rose Loney, Commissioner, of the City of Chicago Department of Aviation at the following address: Chicago O'Hare International Airport, P.O. Box 66142, Chicago, Illinois 60666. Air carriers and foreign air carriers may submit copies of written comments previously provided to the City of Chicago Department of Aviation under section 158.23 of Part 158.

FOR FURTHER INFORMATION CONTACT: Mr. Philip M. Smithmeyer, Manager, Chicago Airports District Office, 2300 East Devon Avenue, Room 201, Des Plaines, Illinois 60018, (847) 294-7335. The application may be reviewed in person at this same location.

SUPPLEMENTARY INFORMATION: The FAA proposes to rule and invites public comment on the application to impose

a PFC at Chicago O'Hare International Airport and use the revenue from a PFC at Gary Regional Airport under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (Title IX of the Omnibus Budget Reconciliation Act of 1990) (Pub. L. 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR Part 158).

On July 15, 1998, the FAA determined that the application to impose and use the revenue from a PFC submitted by City of Chicago Department of Aviation was substantially complete within the requirements of section 158.25 of Part 158. The FAA will approve or disapprove the application, in whole or in part, no later than November 5, 1998.

The following is a brief overview of the application. PFC application number: 98-09-C-00-ORD.

Level the PFC: \$3.00.

Original charge effective date: September 1, 1993.

Revised proposed charge expiration date: November 1, 2011.

Total estimated PFC revenue: \$1,540,000.00.

Brief description of proposed project(s):

- Phase II Airport Master Plan
 - Terminal Apron Expansion
 - Snow Removal Equipment
- Class or classes of air carriers which the public agency has requested not be required to collect PFCs: Air Taxi operators.

Any person may inspect the application in person at the FAA office listed above under **FOR FURTHER INFORMATION CONTACT**. In addition, any person may, upon request, inspect the application, notice and other documents germane to the application in person at the City of Chicago Department of Aviation.

Issued in Des Plaines, Illinois on August 6, 1998.

Robert Benko,

Acting Manager, Planning/Programming Branch, Airports Division, Great Lakes Region.

[FR Doc. 98-21602 Filed 8-11-98; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

[Docket No. NHTSA-98-4209]

Red River Manufacturing, Inc., Receipt of Application for Decision of Inconsequential Noncompliance

Red River Manufacturing, Inc. (Red River), a manufacturer of trailers, of