

## §1150.1

- 1150.5 Operational data.
- 1150.6 Financial information.
- 1150.7 Environmental and energy data.
- 1150.8 Additional support.
- 1150.9 Notice.
- 1150.10 Procedures.

### Subpart B—Designated Operators

- 1150.11 Introduction.
- 1150.12 Information about the designated operator.
- 1150.13 Relevant dates.
- 1150.14 Proposed service.
- 1150.15 Information about offeror.
- 1150.16 Procedures.

### Subpart C—Modified Certificate of Public Convenience and Necessity

- 1150.21 Scope of rules.
- 1150.22 Exemptions and common carrier status.
- 1150.23 Modified certificate of public convenience and necessity.
- 1150.24 Termination of service.

### Subpart D—Exempt Transactions Under 49 U.S.C. 10901

- 1150.31 Scope of exemption.
- 1150.32 Procedures and relevant dates—transactions that involve creation of Class III carriers.
- 1150.33 Information to be contained in notice—transactions that involve creation of Class III carriers.
- 1150.34 Caption summary—transactions that involve creation of Class III carriers.
- 1150.35 Procedures and relevant dates—transactions that involve creation of Class I or Class II carriers.
- 1150.36 Exempt construction of connecting track.

### Subpart E—Exempt Transactions Under 49 U.S.C. 10902 for Class III Rail Carriers

- 1150.41 Scope of exemption.
- 1150.42 Procedures and relevant dates for small line acquisitions.
- 1150.43 Information to be contained in notice for small line acquisitions.
- 1150.44 Caption summary.
- 1150.45 Procedures and relevant dates—transactions under section 10902 that involve creation of Class I or Class II rail carriers.

AUTHORITY: 5 U.S.C. 553 and 559, 49 U.S.C. 721(a), 10502, 10901 and 10902.

SOURCE: 47 FR 8199, Feb. 25, 1982, unless otherwise noted. Redesignated at 47 FR 49581, Nov. 1, 1982.

## 49 CFR Ch. X (10–1–01 Edition)

### Subpart A—Applications Under 49 U.S.C. 10901

#### §1150.1 Introduction.

(a) *When an application is required.* This subpart governs applications under 49 U.S.C. 10901 for a certificate of public convenience and necessity authorizing the construction, acquisition or operation of railroad lines. Noncarriers require Board approval under section 10901 to construct, acquire or operate a rail line in interstate commerce. Existing carriers require approval under section 10901 only to construct a new rail line or operate a line owned by a noncarrier, since acquisition by a carrier of an active rail line owned by a carrier is covered by 49 U.S.C. 11343. We have exempted from these requirements the acquisition by a State entity of a rail line that has been approved for abandonment, as well as operations over these lines. See subpart C of this part. In addition, where appropriate, we have granted individual exemptions from these certification requirements. See 49 U.S.C. 10505.

(b) *Content of the application.* Applications filed under this subpart shall include the information set forth in §§1150.2 through 1150.9. The applicant must also comply with the Energy and Environmental Regulations at 49 CFR parts 1106 and 1105 (including consulting with the Board's Section of Environmental Analysis at least 6 months prior to filing an application, to begin the scoping process to identify environmental issues and outline procedures for analysis of this aspect of the proposal).

[47 FR 8199, Feb. 25, 1982, as amended at 64 FR 53268, Oct. 1, 1999]

#### §1150.2 Overview.

(a) A brief narrative description of the proposal.

(b) The full name and address of applicant(s).

#### §1150.3 Information about applicant(s).

(a) The name, address, and phone number of the representative to receive correspondence concerning this application.