

NEW EXEMPTIONS—Continued

Application	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
13281-N	The Dow Chemical Company, Midland, MI.	49 CFR 174.67(i)&(j)	To authorize rail cars containing certain hazardous materials to remain connected while standing without the physical presence of an unloader. (Mode 1).
13284-N	Sovereign Specialty Chemicals, Buffalo, NY.	49 CFR 173.242(c) & (d), 173.35, 180.352.	To authorize the transportation in commerce of residual amounts of Adhesives, Class 3 in UN designed portable tanks that are currently missing their UN name plates. (Mode 1).
13285-N	EP Container Corp., Cerritos, CA.	49 CFR 173.12(b)(2)(i)	To authorize the manufacture, marking, sale and use of a UN4G fiberboard box as the outer packaging for lab pack applications. (Modes 1, 2, 3).
13286-N	Nestle Ice Cream Company, LLC, Washington, DC.	49 CFR 173.306(a)(3)(v)	To authorize the transportation in commerce of aerosol containers that have received alternative testing method for use in transporting limited quantities of compressed gases. (Modes 1, 2, 3).

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DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

Office of Hazardous Materials Safety; Notice of Applications for Modification of Exemption

AGENCY: Research and Special Programs Administration, DOT.

ACTION: List of applications for modification of exemptions.

SUMMARY: In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Materials Regulations (49 CFR part 107, subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received

the applications described herein. This notice is abbreviated to expedite docketing and public notice. Because the sections affected, modes of transportation, and the nature of application have been shown in earlier **Federal Register** publications, they are not repeated here. Requests for modifications of exemptions (*e.g.* to provide for additional hazardous materials, packaging design changes, additional mode of transportation, *etc.*) are described in footnotes to the application number. Application numbers with the suffix "M" denote a modification request. These applications have been separated from the new applications for exemptions to facilitate processing.

DATES: Comments must be received on or before September 15, 2003.

ADDRESS COMMENTS TO: Records Center, Research and Special Programs Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the exemption number.

FOR FURTHER INFORMATION CONTACT: Copies of the applications are available for inspection in the Records Center, Nassif Building, 400 7th Street SW., Washington, DC, or at <http://dms.dot.gov>.

This notice of receipt of applications for modification of exemptions is published in accordance with part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5117(b); 49 CFR 1.53(b)).

Issued in Washington, DC, on August 19, 2003.

R. Ryan Posten,
Exemptions Program Officer, Office of Hazardous Materials, Exemptions and Approvals.

Application No.	Docket No.	Applicant	Modification of exemption
3302-M .....	.....	Air Products and Chemicals, Inc., Allentown, PA ¹	3302
6263-M .....	.....	Amtrol, Inc., West Warwick, RI ²	6263
10019-M .....	.....	Structural Composites Industries, Pomona, CA ³	10019
10319-M .....	.....	Amtrol, Inc., West Warwick, RI ⁴	10319
12756-M	RSPA-01-10112.	Bechtel Jacobs Company LLC, Oak Ridge, TN ⁵	12756
12827-M	RSPA-01-10586.	Bechtel Jacobs Company, LLC, Oak Ridge, TN ⁶	12827
12871-M	RSPA-01-11072.	Southern Calif. Edison-San Onofre Nuclear Gen Stn, San Clemente, CA ⁷	12871
13080-M	RSPA-02-12999.	Pressed Steel Tank Co., Milwaukee, WI ⁸	13080
13230-M	RSPA-03-15116.	FIBA Technologies, Inc., Westboro, MA ⁹	13230
13258-M	RSPA-03-15629.	FIBA Technologies, Inc., Westboro, MA ¹⁰	13258

Application No.	Docket No.	Applicant	Modification of exemption
13270-M	Takata Corporation, Minato-Ku Tokyo 106-8510, JA ¹¹	13270

¹ To modify the exemption to authorize the construction of a newer lightweight outer protective shipping case for non-DOT specification sampling bottles transporting certain Division 2.2 materials.

² To modify the exemption to authorize an increased working pressure to 300 psig for the non-DOT specification pressure vessels and a change to the pressure vessel testing requirements.

³ To modify the exemption to authorize the transportation of an additional Division 2.2 material in non-DOT specification fiber reinforced plastic (FRP) full wrapped composite (FC) cylinders.

⁴ To modify the exemption to authorize additional pressure vessel model numbers and eliminate the hydrostatic pressure testing requirement.

⁵ To modify the exemption to authorize a change to the destination for delivery requirement to allow operational flexibility for treatment of the Division 1.1, 4.1 and 5.2 materials before their final destination.

⁶ To modify the exemption to authorize a change to the destination for delivery requirement to allow operational flexibility for treatment of various hazardous materials before their final destination.

⁷ To modify the exemption to authorize route changes for the one-time transportation of a package containing a nuclear generating-station reactor pressure vessel having Class C waste internal components by cargo vessel and motor vehicle for disposal.

⁸ To modify the exemption to authorize a maximum filling limit of 106% for the non-DOT specification cylinders used to transport a Division 2.3 material and to upgrade/revise cylinder markings and drawings.

⁹ To reissue the exemption originally issued on an emergency basis for the use of non-DOT specification cylinders transporting Division 2.1, 2.2 and 2.3 materials.

¹⁰ To reissue the exemption originally issued on an emergency basis for the use of non-DOT specification cylinders transporting Division 2.1, 2.2 and 2.3 materials.

¹¹ To reissue the exemption originally issued on an emergency basis for the transportation of Division 2.1 and 2.2 materials in non-DOT specification pressure vessels.

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

Notice of Public Information Collection Submitted to OMB for Review

AGENCY: Surface Transportation Board, DOT.

ACTION: Extension of a currently approved collection.

SUMMARY: The Surface Transportation Board has submitted to the Office of Management and Budget for review and approval the following proposal for collection of information as required by the Paperwork Reduction Act of 1995, Public Law No. 104-13 (44 U.S.C. chapter 35).

Title: Annual Waybill Compliance Survey.

OMB Form Number: 2140-0010.

Frequency: Annually.

No. of Respondents: 600.

Total Burden Hours: 300.

DATES: Persons wishing to comment on this information collection should submit comments by September 26, 2003.

ADDRESSES: Direct all comments to the Surface Transportation Board, room 705, 1925 K Street, NW., Washington, DC 20423. When submitting comments refer to the OMB number and title of the information collection.

FOR FURTHER INFORMATION CONTACT: H. Jeff Warren, (202) 565-1533, Federal Information Relay Service (FIRS) for the hearing impaired: 1-800-877-8339. Requests for copies of the information

collection may be obtained by contacting L. Scott Decker (202) 565-1531.

SUPPLEMENTARY INFORMATION: The Surface Transportation Board is, by statute, responsible for the economic regulation of surface transportation carriers operating in interstate and foreign commerce. The ICC Termination Act of 1995, Public Law No. 104-88, 109 Stat. 803 (1995), which took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred the responsibility for regulating rail transportation, including the collection and administration of the STB Carload Waybill Sample. The Board needs to collect annually information on railroad revenues and carloads of traffic terminated by U.S. railroads. The Board will use the information in order to classify railroads by revenue category and determine if they must participate in the STB Carload Waybill Sample. The Board has the Congressionally mandated responsibility to collect this information. The consequences of failure to collect data related to the STB Carload Waybill Sample and railroad revenues will be an inability to fulfill responsibilities under 49 U.S.C. 11144, 11145, 11901, 11326(b), 11327, and 11328(b), and 49 CFR 1244.2(f).

Dated: August 27, 2003.

Vernon A. Williams,
Secretary.

[FR Doc. 03-22308 Filed 8-28-03; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 34394]

Union Pacific Railroad Company— Trackage Rights Exemption—The Burlington Northern and Santa Fe Railway Company

The Burlington Northern and Santa Fe Railway Company (BNSF) has agreed to grant overhead trackage rights to Union Pacific Railroad Company (UP) over a line of BNSF's railroad between BNSF milepost 210.2 and BNSF milepost 211.7, a distance of approximately 1.5 miles in Wichita, KS.

The transaction was scheduled to be consummated on or after August 22, 2003.

The purpose of the trackage rights is to facilitate the City of Wichita's Central Rail Corridor Project (the City). This project is designed to minimize rail/vehicle conflicts at existing grade crossings in central Wichita by constructing grade crossings and other improvements on the BNSF route.¹

Any employees affected by the subject transaction will be protected by the labor conditions prescribed in *Norfolk and Western Ry. Co.—Trackage Rights-BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980).

This notice is filed under 49 CFR 1180.2(d)(7). If it contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d)

¹ UP states that the actual use of the trackage rights will not commence until the City has progressed sufficiently to permit the existing UP-BNSF connection near BNSF milepost 211.7 to be moved to a location near BNSF milepost 210.2.