

FMCSA believes that the requirements for a renewal of an exemption under 49 U.S.C. 31136(e) and 31315 can be satisfied by initially granting the renewal and then requesting and evaluating, if needed, subsequent comments submitted by interested parties. As indicated above, the Agency previously published notices of final disposition announcing its decision to exempt these 18 individuals from the vision requirement in 49 CFR 391.41(b)(10). The final decision to grant an exemption to each of these individuals was made on the merits of each case and made only after careful consideration of the comments received to its notices of applications. The notices of applications stated in detail the qualifications, experience, and medical condition of each applicant for an exemption from the vision requirements. That information is available by consulting the above cited **Federal Register** publications.

Interested parties or organizations possessing information that would otherwise show that any, or all, of these drivers are not currently achieving the statutory level of safety should immediately notify FMCSA. The Agency will evaluate any adverse evidence submitted and, if safety is being compromised or if continuation of the exemption would not be consistent with the goals and objectives of 49 U.S.C. 31136(e) and 31315, FMCSA will take immediate steps to revoke the exemption of a driver.

Issued on: May 12, 2011.
Larry W. Minor,
Associate Administrator for Policy.
 [FR Doc. 2011-12350 Filed 5-18-11; 8:45 am]
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DEPARTMENT OF TRANSPORTATION

Pipeline and Hazardous Materials Safety Administration

Notice of Applications for Modification of Special Permits

AGENCY: Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

ACTION: List of Applications for Modification of Special Permits.

SUMMARY: In accordance with the procedures governing the application for, and the processing of, special permits from the Department of Transportation's Hazardous Material 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 modification of special permits (*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 application for special permits to facilitate processing.

DATES: Comments must be received on or before June 3, 2011.

ADDRESSES: Record Center, Pipeline and Hazardous Materials Safety 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 special permit number.

FOR FURTHER INFORMATION: Copies of the applications are available for inspection in the Records Center, East Building, PHH-30, 1200 New Jersey Avenue, SE., Washington, DC or at <http://www.regulations.gov>.

This notice of receipt of applications for modification of special permits 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 May 11, 2011.

Donald Burger,
Chief, Special Permits and Approvals Branch.

Modification of Special Permits

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permit thereof
10646-M		Schlumberger Technologies Corporation, Sugar Land, TX.	49 CFR 173.302	To modify the special permit to authorize an additional material in the construction of non-DOT specification cylinders.
10698-M		Worthington Cylinders, Chilton, WI.	49 CFR 173.304(a)(2); 178.50.	To modify the special permit to authorize additional Division 2.2 materials.
11924-M		Packgen Corporation, Auburn, ME.	49 CFR 173.12(b)(2)(i)	To modify the special permit to authorize an additional non-bulk packaging.
14457-M		Amtról Alfa Metalomecanica SA, Portugal.	49 CFR 173.304a(a)(1)	To modify the special permit to extend the external visual inspection to every five (5) years.
15097-M		U.S. Consumer Product Safety Commission, Denver, CO.	49 CFR 173.56	To reissue the special permit originally issued on an emergency basis for the transportation of unapproved fireworks to the CPSC laboratory in Gaithersburg, MD for testing.

[FR Doc. 2011-12147 Filed 5-18-11; 8:45 am]
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DEPARTMENT OF TRANSPORTATION

Pipeline and Hazardous Materials Safety Administration

Notice of Application for Special Permits

AGENCY: Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

ACTION: List of Applications for Special Permits.

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

received the application described herein. Each mode of transportation for which a particular special permit is requested is indicated by a number in the "Nature of Application" portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft.

DATES: Comments must be received on or before June 20, 2011.

ADDRESSES: Record Center, Pipeline and Hazardous Materials Safety 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 special permit number.

FOR FURTHER INFORMATION CONTACT:

Copies of the applications are available for inspection in the Records Center,

East Building, PHH-30, 1200 New Jersey Avenue, SE., Washington, DC or at <http://regulations.gov>.

This notice of receipt of applications for special permit 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 May 11, 2011.

Donald Burger,

Chief, Special Permits and Approvals Branch.

NEW SPECIAL PERMITS

Application number	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
15727-N	GFS Chemicals, Columbus, OH.	49 CFR 173.242(d) and 173.243(d) ...	To authorize the transportation of certain materials, a short distance from one facility to another, in intermediate bulk containers not otherwise authorized. (mode 1)
15283-N	KwikBond Polymers, LLC, Benicia, CA.	49 CFR 173.225 and 173.243	To authorize the transportation in commerce of Class 3, PG II polyester resin in non-specification cargo tanks and UN31A intermediate bulk containers and Division 5.2, organic peroxide, type D, catalyst in a non-bulk non-specification polyethylene container. (mode 1)
15322-N	Digital Wave Corporation, Englewood, CO.	49 CFR 180.209(a), 180.205(c), (f), and (g), 173.302(a)(b)(2), and (b)(5) and 180.213.	To authorize the transportation in commerce of DOT 3A, 3AA, 3AX, 3AAX and 3T cylinders used for the transportation of industrial gases on truck trailers or in modules, using modal acoustic emission (MAE) retesting in lieu of hydrostatic testing (modes 1, 2, 3, 4, 5)
15323-N	Kidde-Fenwal Inc., Ashland, MA.	49 CFR 171.23	To authorize the manufacture, marking, sale and use of non-DOT specification cylinders meeting EN 13322-1, containing nitrogen, to be used in fire suppression systems. (mode 1)
15328-N	Helimax Aviation Inc., Jackson, CA.	49 CFR 172.101 Column (9B), 172.204(c)(3), 173.27(b)(2), 175.30(a)(1), 172.200, 172.300 and 172.400.	To authorize the transportation in commerce of certain hazardous materials by cargo aircraft including by external load in remote areas of the U.S. without being subject to hazard communication requirements and quantity limitations where no other means of transportation is available. (mode 4)
15334-N	Floating Pipeline Company Incorporated, Halifax, Nova Scotia.	49 CFR 173.302a	To authorize the manufacture, marking, sale and use of non-DOT specification fiber reinforced plastic hoop wrapped cylinders with water capacities of up to 120 cubic feet for use in transporting certain Class 2 gases. (mode 1)
15343-N	Bush Air Cargo, Inc., Anchorage, AK.	49 CFR 173.241 and 173.242	To authorize the transportation in commerce of Class 3 liquid fuels in non-DOT specification collapsible, rubber containers up to 500 gallon capacity by cargo aircraft within and to only remote Alaska locations. (mode 4)
15351-N	Cooper-Atkins Corporation, Middlefield, CT.	49 CFR 173.4a	To authorize certain Division 2.1 and 2.2 materials to be transported as excepted quantities. (modes 3, 5)

NEW SPECIAL PERMITS—Continued

Application number	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
15360-N	FMC Corporation, Tonawanda, NY.	49 CFR 173.225	To authorize the transportation in commerce of a Division 5.1 organic peroxide in a nominal 5,000 gallon DOT 412 cargo tank equipped with special relief devices by motor vehicle. (mode 1)

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[Docket No. AB 6; Sub-No. 476]

**BNSF Railway Company—
Discontinuance—in Iron and Crawford Counties, MO**

On April 29, 2011, BNSF Railway Company (BNSF) filed with the Board an application for permission to discontinue service on a line of railroad known as the Lead Line extending from railroad milepost 87.60, at Cuba, to the end of the line at railroad milepost 133.42, near Buick, a distance of 45.84¹ miles in Iron and Crawford Counties, MO. There are no stations on the line. The Line traverses United States Postal Service Zip Codes 65440, 65453, 65456, 65560, 65565, and 65566.

The line does contain federally granted rights-of-way. Any documentation in the railroad's possession will be made available promptly to those requesting it. The applicant's entire case for discontinuance (case-in-chief) was filed with the application.

This line of railroad has appeared on BNSF's system diagram map or has been included in the narrative in category 1 since February 24, 2010.

The interests of railroad employees will be protected by the conditions set forth in *Oregon Short Line Railroad—Abandonment Portion Goshen Branch Between Firth & Amon, in Bingham & Bonneville Counties, Idaho*, 360 I.C.C. 91 (1979).

Any interested person may file with the Surface Transportation Board written comments concerning the

¹ The line is 45.84 miles in length, not 45.82, because of an equation in mileposts between milepost 100.72 and 100.74. Line segment 1009, which begins at Cuba, extends to milepost 100.74, and line segment 1010, which extends to the south end of the line, begins at milepost 100.72. The line also has approximately 6.1 miles of sidings.

proposed discontinuance or protests (including the protestant's entire opposition case), by June 13, 2011. Because this is a discontinuance proceeding and not an abandonment, trail use/rail banking and public use conditions are not appropriate. Also, only offers of financial assistance (OFAs) under 49 U.S.C. 10904 to subsidize (not purchase) the line will be entertained. Applicant's reply to any opposition statements must be filed by June 28, 2011. See 49 CFR 1152.26(a).

Persons opposing the discontinuance who wish to participate actively and fully in the process should file a protest. Persons who oppose the discontinuance but who do not wish to participate fully in the process by submitting verified statements of witnesses containing detailed evidence should file comments. Persons seeking information concerning the filing of protests should refer to 49 CFR 1152.25.

In addition, a commenting party or protestant may provide: (i) An OFA to subsidize rail service under 49 U.S.C. 10904 (due 120 days after the application is filed or 10 days after the application is granted by the Board, whichever occurs sooner); and (ii) recommended provisions for protection of the interests of employees.

The line sought to be discontinued will be available for subsidy for continued rail use, if the Board decides to permit the discontinuance, in accordance with applicable laws and regulations (49 U.S.C. 10904 and 49 CFR 1152.27). Each OFA must be accompanied by a \$1,500 filing fee. 49 CFR 1002.2(f)(25). No subsidy arrangement approved under 49 U.S.C. 10904 shall remain in effect for more than 1 year unless otherwise mutually agreed by the parties. 49 U.S.C. 10904(f)(4)(B). Applicant will promptly provide upon request to each interested party an estimate of the subsidy required to keep the line in operation. The applicant's representative to whom inquiries may be made concerning subsidy terms is set forth below.

Written comments and protests must indicate the proceeding designation Docket No. AB 6 (Sub-No. 476) and should be filed with the Chief, Section of Administration, Office of Proceedings, Surface Transportation Board, 395 E Street, SW., Washington, DC 20423. The original and 10 copies of all comments or protests shall be filed with the Board with a certificate of service. A copy of each written comment or protest shall be served upon the representative of the applicant: Karl Morell, 1455 F Street, NW., Suite 225, Washington, DC 20005. Except as otherwise set forth in 49 CFR pt. 1152, every document filed with the Board must be served on all parties to the discontinuance proceeding. 49 CFR 1104.12(a).

Persons seeking further information concerning discontinuance procedures may contact the Board's Office of Public Assistance, Governmental Affairs, and Compliance at (202) 245-0238 or refer to the full abandonment and discontinuance regulations at 49 CFR pt. 1152. Questions concerning environmental issues may be directed to the Board's Office of Environmental Analysis (OEA) at (202) 245-0305. [Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.]

OEA has determined that this action is exempt from environmental reporting requirements under 49 CFR 1105.6(c) and from historic reporting requirements under 49 CFR 1105.8. Consequently, OEA concludes that this action does not require the preparation of an environmental assessment.

Board decisions and notices are available on our Web site at "<http://www.stb.dot.gov>."

Decided: May 13, 2011.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

Andrea Pope-Matheson,
Clearance Clerk.

[FR Doc. 2011-12322 Filed 5-18-11; 8:45 am]

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