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Issued in Washington, DC.

**Robert C. Lauby,**

*Associate Administrator for Railroad Safety, Chief Safety Officer.*

[FR Doc. 2019-04444 Filed 3-11-19; 8:45 am]

**BILLING CODE 4910-06-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket Number FRA-2019-0022]

#### Petition for Waiver of Compliance

Under part 211 of Title 49 Code of Federal Regulations (CFR), this document provides the public notice that on February 25, 2019, the North Shore Railroad Company (NSHR) and its affiliates: Juniata Valley Railroad (JVRR), Lycoming Valley Railroad (LVRR), Nittany & Bald Eagle Railroad (UCIR), Shamokin Valley Railroad (SVRR), and Union County Industrial Railroad (UCIR), petitioned the Federal Railroad Administration (FRA) for a waiver of compliance from certain provisions of the Federal railroad safety regulations contained at 49 CFR part 240, *Qualification and Certification of Locomotive Engineers*, and part 242, *Qualification and Certification of Conductors*. FRA assigned the petition Docket Number FRA-2019-0022.

The relief is requested as part of NSHR's proposed implementation of and participation in FRA's Confidential Close Call Reporting System (C<sup>3</sup>RS) Program. NSHR seeks to shield reporting employees and the railroad from mandatory punitive sanctions that would otherwise arise as provided in 49 CFR 240.117(e)(1)-(4); 240.305(a)(1)-(4) and (a)(6); 240.307; 242.403(b), (c), (e)(1)-(4), (e)(6)-(11), and (f)(1)-(2). The C<sup>3</sup>RS Program encourages certified operating crew members to report close calls and protect the employees and the railroad from discipline or sanctions arising from the incidents reported per the C<sup>3</sup>RS Implementing Memorandum of Understanding.

A copy of the petition, as well as any written communications concerning the petition, is available for review online at [www.regulations.gov](http://www.regulations.gov) and in person at the U.S. Department of Transportation's (DOT) Docket Operations Facility, 1200 New Jersey Avenue SE, W12-140, Washington, DC 20590. The Docket Operations Facility is open from 9 a.m. to 5 p.m., Monday through Friday, except Federal Holidays.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested parties desire an opportunity for oral comment and a public hearing, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number and may be submitted by any of the following methods:

- *Website:* <http://www.regulations.gov>. Follow the online instructions for submitting comments.
- *Fax:* 202-493-2251.
- *Mail:* Docket Operations Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE, W12-140, Washington, DC 20590.
- *Hand Delivery:* 1200 New Jersey Avenue SE, Room W12-140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays.

Communications received by April 26, 2019 will be considered by FRA before final action is taken. Comments received after that date will be considered if practicable.

Anyone can search the electronic form of any written communications and comments received into any of our dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). Under 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its processes. DOT posts these comments, without edit, including any personal information the commenter provides, to [www.regulations.gov](http://www.regulations.gov), as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <https://www.transportation.gov/privacy>. See also <https://www.regulations.gov/privacyNotice> for the privacy notice of [regulations.gov](http://www.regulations.gov).

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## DEPARTMENT OF TRANSPORTATION

### Pipeline and Hazardous Materials Safety Administration

#### Hazardous Materials: Notice of Applications for Special Permits

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

**ACTION:** Notice of actions on special permit applications.

**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, notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein.

**DATES:** Comments must be received on or before April 11, 2019.

**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:** Ryan Paquet, Director, Office of Hazardous Materials Approvals and Permits Division, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, East Building, PHH-30, 1200 New Jersey Avenue Southeast, Washington, DC 20590-0001, (202) 366-4535.

**SUPPLEMENTARY INFORMATION:** Copies of the applications are available for inspection in the Records Center, East Building, PHH-30, 1200 New Jersey Avenue Southeast, 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 March 05, 2019.

**Donald P. Burger,**

*Chief, General Approvals and Permits Branch.*

## SPECIAL PERMITS DATA—GRANTED

Application No.	Applicant	Regulation(s) affected	Nature of the special permits thereof
7945-M .....	MEGGITT SAFETY SYSTEMS, INC.	173.304a(a)(1) .....	To modify the special permit to authorize additional Class 2.2 hazmat to the permit.
10511-M .....	SCHLUMBERGER TECHNOLOGY CORP.	173.304a .....	To modify the special permit to authorize a new pressure housing for transporting hazmat.
12899-M .....	CORE LABORATORIES L.P.	173.301(f), 173.302a(a), 173.304a(a), 173.304a(d), 173.201(c), 173.202(c), 173.203(c), 175.3.	To modify the special permit to authorize an alternative to marking the necks of cylinders.
14574-M .....	KMG ELECTRONIC CHEMICALS, INC.	180.407(c), 180.407(e), 180.407(f).	To modify the special permit to authorize an additional cargo tank wagon.
20576-N .....	Cylinder Testing Solutions LLC.	172.203(a), 172.301(c), 180.205.	To authorize the use of Specification DOT 3AL cylinders used for the transportation in commerce of certain compressed gases, when retested by a 100% ultrasonic examination in lieu of the internal visual and the hydrostatic retest required in 49 CFR 180.205.
20654-N .....	JOHNSON CONTROLS ADVANCED POWER SOLUTIONS, LLC.	173.185(a) .....	To authorize the transportation in commerce of prototype and low production lithium ion batteries via cargo-only aircraft.
20661-M .....	SAFT AMERICA INC .....	172.400, 172.300, 173.301(g), 173.302a(a)(1), 173.185(b).	To modify the special permit to authorize the use of batteries not manufactured by Saft in the battery assemblies, and an increase in the maximum rated energy capacity permitted for the containerized battery assembly, that references to the UN Test Manual be updated to take account of the January 1, 2019, effective date of Amendment 1 to the Sixth Revised edition under international regulations. (modes 1,3). Some editorial corrections in the SP are also requested.
20705-N .....	EXHAUST CENTER, INC .....	177.834(h), 178.700(c)(1) .....	To authorize the manufacture, mark, sale, and use of non-DOT specification steel IBCs conforming to the requirements of UN31A except for capacity.
20706-N .....	SOUTHERN STATES, LLC .....	172.301(c), 173.304(a) .....	To authorize the transportation in commerce of non-DOT specification cylinders containing compressed sulfur hexafluoride gas.
20789-N .....	FEDERAL EXPRESS CORPORATION.	172.400(a)(1), 172.202(a)(7), 172.300(a), 173.302(f)(3), 173.302(f)(4), 173.302(f)(5), 173.309(c)(5), 173.168(d)(1), 173.168(e), 175.8(a)(3), 175.30.	To authorize the transportation in air commerce of hazardous materials by cargo aircraft installed in a Crew Rest Module (CRM).
20819-N .....	THE GREENBRIER COMPANIES.	173.240 .....	To authorize the transportation in commerce of low hazard solid materials in DOT 117 tank cars.
20823-N .....	ARKEMA INC .....	173.22 .....	To authorize the transportation of drums of Methane Sulfonic Acid in drums with possibly defective valves.
20825-N .....	SPACE EXPLORATION TECHNOLOGIES CORP.	172.400, 172.300, 173.302a(a)(1).	To authorize the transportation in commerce of satellites containing non-DOT specification cylinder which are not marked and labeled in accordance with Part 172.
20832-N .....	ECOGREEN INDUSTRIES, LLC.	173.301(j), 173.22(a), 178.35(f).	To authorize the one-way transportation in commerce of certain materials in non-DOT specification cylinders to a safe site where the contents can be transferred to specification cylinders.

## SPECIAL PERMITS DATA—DENIED

Application No.	Applicant	Regulation(s) affected	Nature of the special permits thereof
20680-N .....	ROTAREX, INC. NORTH AMERICA.	173.309(a) .....	To authorize the transportation in commerce of non-DOT specification cylinders for use as fire extinguishers.