

multiple locations on the signage.” However, Blue Bird did not provide any evidence to demonstrate the ease by which such manual errors could occur. NHTSA also does not agree with Blue Bird that “Blue Bird has demonstrated that manual use of Vernier calipers can create discrepancies and variations when distinguishing variations as small as .118 cm,” as no such demonstrations were provided as part of Blue Bird’s petition. Consequently, NHTSA is not persuaded by Blue Bird’s argument that Vernier calipers can be inaccurate and inconsistent for the measurement of label letter heights, as no evidence was provided in support of this claim. Arguments about how the lettering height is measured are also not relevant given that Blue Bird has acknowledged its lettering height actually did not meet the minimum lettering height requirement of the standard.

Regarding the additional requirements at S5.5.3(b) of FMVSS No. 217 for the operating instructions, NHTSA agrees with Blue Bird that the operating instructions “lettering meets all other labeling requirements” at S5.5.3(b) of FMVSS No. 217, but NHTSA does not agree with Blue Bird that partial compliance with FMVSS No. 217 is sufficient to render the partial noncompliance inconsequential to safety. NHTSA is not persuaded by Blue Bird’s argument that meeting the other requirements within S5.5.3(b) of FMVSS No. 217 for the operating instructions mitigates Blue Bird’s noncompliance with the letter height requirement, as no evidence was provided in support of this claim.

VII. NHTSA’s Decision

In consideration of the foregoing, NHTSA has decided that Blue Bird has

not met its burden of persuasion that the subject FMVSS No. 217 noncompliance is inconsequential to motor vehicle safety. Accordingly, Blue Bird’s petition is hereby denied and Blue Bird is consequently obligated to provide notification of and free remedy for that noncompliance under 49 U.S.C. 30118 and 30120.

(Authority: 49 U.S.C. 30118, 30120; delegations of authority at 49 CFR 1.95 and 501.8)

Eileen Sullivan,
Associate Administrator for Enforcement.
[FR Doc. 2024–23460 Filed 10–9–24; 8:45 am]

BILLING CODE 4910–59–P

DEPARTMENT OF TRANSPORTATION

Pipeline and Hazardous Materials Safety Administration

Hazardous Materials: Notice of Applications for New 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, 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 November 12, 2024.

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: Donald Burger, Chief, Office of Hazardous Materials Safety General Approvals and Permits Branch, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, East Building, PHH–13, 1200 New Jersey Avenue Southeast, Washington, DC 20590–0001, (202) 366–4535.

SUPPLEMENTARY INFORMATION: 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.

Copies of the applications are available for inspection in the Records Center, East Building, PHH–13, 1200 New Jersey Avenue Southeast, Washington DC.

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 October 1, 2024.

Donald P. Burger,
Chief, General Approvals and Permits Branch.

SPECIAL PERMITS DATA

Application No.	Applicant	Regulation(s) affected	Nature of the special permits thereof
21856–N	Lynden Air Cargo, LLC	172.101(j)	To authorize the transportation in commerce of certain cryogenic liquids by air in quantities that exceed the limits specified in Column 9B of the 172.101 Hazardous Materials Table. (mode 4)
21857–N	Trinity Industries, Inc	172.203(a), 173.319, 179.401–1	To authorize the manufacture, mark, sale, and use of DOT specification 113A90W tank cars for the transportation of certain non-flammable cryogenic liquids. (mode 2)
21859–N	Plastipak Packaging, Inc	178.33b–5(a), 178.33b–6(a)	To authorize the manufacture, mark, sale, and use of non-DOT specification plastic non-refillable inside containers conforming with all regulations applicable to a DOT specification 2S plastic inside container, except that recycled plastic may be used, for the transportation in commerce of the hazardous materials in paragraph 6. (modes 1, 2, 3, 4, 5)
21863–N	Munro & Associates, Inc	173.185(f)	To authorize the transportation in commerce of a damaged lithium ion battery. (mode 1)

SPECIAL PERMITS DATA—Continued

Application No.	Applicant	Regulation(s) affected	Nature of the special permits thereof
21864-N	Arrowhead Industrial Services (U.S.A.), Inc.	172.203(a), 172.301(c), 173.301(a), 173.301(f)(1).	To authorize the transportation in commerce of certain DOT specification cylinders, UN/ISO pressure vessels, or pressure vessels constructed to Internationally recognized standards as listed in Table 1 of Arrowhead Transportation SOP, AISI-TransportSP-000 containing Division 2.1 or 2.2 materials for the purpose of performing certain qualification tests that cannot be performed at their current location. (mode 1)
21865-N	Chemstream, Inc	172.102(c)(3)	To authorize the use of MC 312 or DOT 412 cargo tank fitted with venting and a pressure relief device for the transportation in commerce of hydrogen peroxide. (mode 1)
21866-N	Electronic Recyclers International Inc.	172.700(a), 172.400, 172.200, 172.300, 172.102(c)(2), 173.159a(c)(2), 173.185(c)(1)(iii), 173.185(c)(1)(iv), 173.185(c)(1)(v), 173.185(c)(3), 173.185(f).	To authorize the transportation in commerce of DDR and end of life batteries and to allow various chemistries in the same alternative packaging. (mode 1)
21867-N	Oxyde Chemicals, Inc	171.22(c), 173.241, 173.241(c) ..	To authorize the use of non-DOT specification bulk packaging (Flexitank) fitted inside an intermodal container for the transportation of specified materials by motor vehicle, specifically to deliver the container to the port of lading to board a container ship for export. (modes 1, 3)
21869-N	Van Troxel International Inc ..	Part 172 Subparts C, D, E, and F, 173.302a(a)(1), 173.304a(a)(1).	To authorize the transportation in commerce of non-compliant inner containers that have not been appropriately marked. (mode 1)
21870-N	Air Transport International, Inc.	172.101(j), 173.27(b)	To authorize the transportation in commerce of cesium by passenger-carrying aircraft which is forbidden for transport aboard passenger-carrying aircraft per Column 9A of the 172.101 HMR. (mode 5)

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DEPARTMENT OF TRANSPORTATION

Pipeline and Hazardous Materials Safety Administration

Hazardous Materials: Notice of Actions on 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 November 12, 2024.

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: Donald Burger, Chief, Office of Hazardous Materials Safety General Approvals and Permits Branch, Pipeline

and Hazardous Materials Safety Administration, U.S. Department of Transportation, East Building, PHH-13, 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-13, 1200 New Jersey Avenue Southeast, Washington, DC.

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 October 1, 2024.

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
16118-M	Toyota Motor Sales USA Inc	173.301(a)(1)	To modify the special permit to align with the provisions in the UN Model Regulations, Special Provision 392.
21547-M	Mazda Motor of America, Inc	172.101(j)	To modify the special permit to authorize an additional lithium battery.
21683-N	Colep Packaging Portugal, S.A.	178.33-7(a), 178.33a-7(a)	To authorize the manufacture, mark, sale, and use of non-DOT specification receptacles with reduced wall thickness.