

II. Legal Basis

FMCSA has authority under 49 U.S.C. 31136(e) and 31315(b) to grant exemptions from Federal Motor Carrier Safety Regulations (FMCSRs). FMCSA must publish a notice of each exemption request in the **Federal Register** (49 CFR 381.315(a)). The Agency must provide the public an opportunity to inspect the information relevant to the application, including the applicant's safety analysis. The Agency must provide an opportunity for public comment on the request.

The Agency reviews the application, safety analyses, and public comments submitted and determines whether granting the exemption would likely achieve a level of safety equivalent to, or greater than, the level that would be achieved absent such exemption, pursuant to the standard set forth in 49 U.S.C. 31315(b)(1). The Agency must publish its decision in the **Federal Register** (49 CFR 381.315(b)). If granted, the notice will identify the regulatory provision from which the applicant will be exempt, the effective period, and all terms and conditions of the exemption (49 CFR 381.315(c)(1)). If the exemption is denied, the notice will explain the reason for the denial (49 CFR 381.315(c)(2)). The exemption may be renewed (49 CFR 381.300(b)).

III. Applicant's Request

Current Regulatory Requirements

Section 393.65 of the FMCSRs prescribes certain requirements that are applicable to all CMV fuel systems. The requirements in this section apply to systems for containing and supplying fuel for the operation of (1) motor vehicles or (2) auxiliary equipment installed on, or used in connection with, motor vehicles. Section 393.65(d) prohibits a fuel system from supplying fuel by gravity or siphon feed directly to the carburetor or injector.

Application for Renewal of Exemption

On September 16, 2020, FMCSA published a notice of final disposition granting CMW's application for a 5-year exemption to allow the use of gravity or siphon-fed fuel systems for auxiliary equipment that operates only when the CMV is stationary (85 FR 57928). FMCSA determined that granting the exemption was likely to achieve a level of safety that was equivalent to or greater than that provided under existing regulations.

The exemption allowed CMVs equipped with certain auxiliary equipment to use gravity-fed or siphon-fed fuel systems, provided that the auxiliary equipment is operated only

when the CMV is stationary and not being operated on a public roadway. In granting the exemption, FMCSA considered operating limitations, including that the auxiliary equipment would not be operated while the CMV is in motion, thereby reducing the potential for fuel leakage or fire-related risks during highway operation.

Based on its review, FMCSA determined that the use of gravity-fed or siphon-fed fuel systems for auxiliary equipment operating only while the CMV is stationary would not adversely affect safety. FMCSA concluded that granting the exemption would likely achieve a level of safety equivalent to, or greater than, the level of safety achieved without the exemption and granted the exemption for a period of five years.

In its renewal application, CMW reiterates its previous statements in support of the original exemption request. In addition, CMW reports that there have been no known incidents involving the operation of the auxiliary equipment while the CMV has been stationary during the exemption period. CMW asserts that renewal of the exemption would continue to provide a level of safety equivalent to, or greater than, provided by the regulation.

A copy of CMW's application and supporting materials is available for review in the docket for this notice.

IV. Request for Comments

In accordance with 49 U.S.C. 31315(b), FMCSA requests public comment from all interested persons on CMW's application for an exemption from the requirements of 49 CFR 393.65(d). All comments received before the close of business on the comment closing date will be considered and will be available for examination in the docket at the location listed under the Addresses section of this notice. Comments received after the comment closing date will be filed in the public docket and may be considered to the extent practicable. In addition to late comments, FMCSA will also continue to file, in the public docket, relevant information that becomes available after the comment closing date. Interested persons should continue to examine the public docket for new material.

Larry W. Minor,

Associate Administrator for Policy.

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DEPARTMENT OF TRANSPORTATION

Pipeline And Hazardous Materials Safety Administration

Hazardous Materials: Notice of Applications for Modification to 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, 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 February 2, 2026.

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 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 January 9, 2026.

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

SPECIAL PERMITS DATA

Application No.	Applicant	Regulation(s) affected	Nature of the special permits thereof
14867-M	GTM Manufacturing, LLC	173.302(a)(1), 173.304(a)	To modify the special permit to extend the service life of cylinders beyond 15 years. (modes 1, 2, 3, 4).
21213-M	Space Exploration Technologies Corp.	172.300, 172.400, 173.302(a), 172.402(f), 173.1, 177.840.	To modify the special permit to authorize a single tank propulsion system, lithium-ion battery packs, and additional transportation locations. (mode 1).
21656-M	Rawhide Leasing Company LLC.	180.205(g)	To modify the special permit to authorize alternative re-qualification testing and to no longer require the grantee to be the owner of the cylinders. (modes 1, 3).
22059-M	The Boeing Company	173.219(c)(5)	To modify the special permit to add Boeing as an approved carrier for the special permit. (mode 1).

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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 February 17, 2026.

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 January 9, 2026.

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

SPECIAL PERMITS DATA

Application No.	Applicant	Regulation(s) affected	Nature of the Special Permits thereof
22148-N	Space Exploration Technologies Corp.	180.205(a), 180.209(a)	To authorize acoustic emission testing of DOT-specification pressure vessels every 10 years. (modes 1, 2, 3, 4, 5).
22149-N	Apex Technology, Inc	173.185(a)(1), 173.301(f)(1)	To authorize the transportation in commerce of an untested prototype battery contained in equipment (spacecraft) by motor vehicle. (mode 1).
22151-N	Zhejiang Rein Hytec Co., Ltd.	173.302a(a)(1)	To authorize the manufacture, mark and sale of non-DOT specification cylinders. (modes 1, 2, 3).
22152-N	Greif Packaging LLC	172.203(a), 172.301(c), 178.601(e) ..	To authorize an alternate production qualification protocol for manufacturing UN steel drums. (modes 1, 2, 3, 4, 5).
22153-N	Amazon.com, Inc	173.185(c)(3), 173.185(c)(3)(i)(B) ..	To authorize the transportation in commerce of packages with a smaller lithium battery mark (25mm x 25mm) and hatching which is black in color (mode 1, 2, 4, 5).
22154-N	Hugen Brandbeveiliging & Adviesbureau B.V.	172.203(a), 172.301(c), 173.302a(b), 180.205(a).	To authorize the use of ultrasonic examination in lieu of the required internal visual inspections and hydrostatic requalification on DOT specification cylinders.