

**DATES:** Comments must identify the TSO file number and be received on or before August 17, 1998.

**ADDRESSES:** Send all comments on the proposed technical standard order to: Technical Programs and Continued Airworthiness Branch, AIR-120, Aircraft Engineering Division, Aircraft Certification Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591. Or deliver comments to: Federal Aviation Administration, Room 815, 800 Independence Avenue, SW., Washington, DC 20591. Comments must identify the TSO file number.

**FOR FURTHER INFORMATION CONTACT:** Ms. Bobbie J. Smith, Technical Programs and Continued Airworthiness Branch, AIR-120, Aircraft Engineering Division, Aircraft Certification Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591, FAX No. (202) 267-5340.

#### **SUPPLEMENTARY INFORMATION:**

##### **Comments Invited**

Interested persons are invited to comment on the proposed TSO listed in this notice by submitting such written data, views, or arguments as they desire to the above specified address. Comments received on the proposed technical standard order may be examined, before and after the comment closing date, in Room 815, FAA Headquarters Building (FOB-10A), 800 Independence Avenue, SW., Washington, DC 20591, weekdays except Federal holidays, between 8:30 a.m. and 4:30 p.m. All communications received on or before the closing date for comments specified above will be considered by the Director of the Aircraft Certification Service before issuing the final TSO.

##### **Background**

This TSO is proposed to provide for performance enhancement to Traffic Alert and Collision Avoidance System II (TCAS II) Airborne Equipment. There have been a significant number of changes to the TCAS II software. Version 7.0 of the TCAS II will also be utilized by ICAO member states with the mandates for equipage of Airborne Collision Avoidance System (ACAS II). Areas of improvement include TCAS-TCAS reversal, horizontal miss distance filtering, surveillance improvements to extend effective range and reduce interference in high density traffic areas, reduction of nuisance Traffic Advisories operating in Reduced Vertical Separation Minimum (RVSM) airspace, etc. Also, display and aural changes

were made to improve flight crew recognition and understanding issues.

Marking in addition to those required by 14 CFR 21.607 would be required for TSO-C119b articles.

The proposed TSO would require the TSOA holder to provide the article purchaser with certain data described in Paragraph 5 of proposed TSO-C119b. Data that would be furnished with each manufactured article includes operating instructions and equipment limitations, installation procedures, limitations, and related information, equipment specifications and designations, maintenance instructions, and environmental qualification forms. Additional information would be required for articles that accomplish additional functions; that information would need to be sent to the purchaser once, even if several identical articles are purchased.

##### **How to Obtain Copies**

A copy of the proposed TSO-C119b may be obtained via Internet (<http://www.faa.gov/avr/air/100home.htm>) or on request from the office listed under **FOR FURTHER INFORMATION CONTACT**. Copies of RTCA, Inc. Document No. DO-185A, "Minimum Operational Performance Standards for An Active Traffic Alert and Collision Avoidance System II (TCAS II) Airborne Equipment," dated December 16, 1997. RTCA Document No. 160D, "Environmental Conditions and Test Procedures for Airborne Equipment," dated July 29, 1997; and RTCA Document No. DO-178B, "Software Considerations in Airborne Systems and Equipment Certification," dated 1, 1992, may be purchased from the RTCA Inc., 1140 Connecticut Avenue, NW., Suite 1020, Washington, DC 20036.

Issued in Washington, DC, on June 30, 1998.

**Abbas A. Rizvi,**

*Acting Manager, Aircraft Engineering Division, Aircraft Certification Service.*

[FR Doc. 98-17943 Filed 7-6-98; 8:45 am]

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#### **DEPARTMENT OF TRANSPORTATION**

##### **Federal Railroad Administration**

##### **Petition for Waiver of Compliance**

In accordance with title 49 CFR 211.9 and 211.41, notice is hereby given that the following railroads have petitioned the Federal Railroad Administration (FRA) for exemption from or waiver of compliance with a requirement of its safety standards. Their petitions are described below, including the

regulatory provisions involved, and the nature of the relief being requested.

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 party desires an opportunity for oral comment, they should notify FRA, in writing, before the end of the comment period and specify the basis of their request.

All communications concerning these proceedings should identify the appropriate waiver petition docket number and must be submitted in triplicate to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, Nassif Building, 400 Seventh Street SW., Mail Stop 10, Washington, DC 20590.

Communications received within 45 days of the date of publication of this notice will be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable. All written communications concerning these proceedings are available for examination during regular business hours (9 a.m. to 5 p.m.) in Room 7051, 1120 Vermont Street, NW., Washington, DC. The individual petitions are as follows:

*National Railroad Passenger Corporation (Amtrak)*

*FRA Waiver Petition Docket No. HS-98-01*

Amtrak requests a waiver to maintain train and engine employee's hours of duty records in an electronic program in lieu of manually signed paper records.

*Florida East Coast Railway Company (FEC)*

*FRA Waiver Petition Docket No. HS-98-02*

FEC requests a waiver to utilize their "Paperless Time Ticket Program" to produce an electronic record of train and engine employee hours of duty in lieu of manually signed paper records.

Both Amtrak and the FEC request a waiver of compliance with certain provisions of FRA Safety Regulations (Hours of Service of Railroad Employees). The waivers requested seek relief from Title 49 Code of Federal Regulations (CFR) Part 228.9(a)(1) for each railroad to utilize a computerized system of recording hours of duty data. Part 228.9(a)(1) requires that records maintained under Part 228 be signed by the employee whose time is being recorded, or in the case of train and engine crews, signed by the ranking crew member. Amtrak and the FEC seek

to utilize a secure computerized program of recording hours of duty information which would not comply with the above requirements for a "signature" of the employee or ranking crew member. Amtrak and the FEC propose that each railroad's train and engine employee will have his or her own unique identification number and personal identification number (PIN). The PIN will remain confidential to the employee. When accessing the computer for input of the hours of service record, required by § 228.11, the (PIN) will not appear on the computer screen when the employee enters his or her number. All data entered under access gained through use of the confidential PIN will be electronically stamped with the entering employee's name. The program will display the electronic signature on the employee's hours of duty record. Amtrak and the FEC requests a waiver to use the electronic stamp to satisfy the signature requirements of the "Hours of Service of Railroad Employees." The railroads maintain that the change is in the best interests of all parties, in that, it will reduce unnecessary paperwork and the costs associated therewith while providing the railroads, its employees and the FRA with a superior level of

information on a more timely basis than is currently available.

Issued in Washington, DC on June 29, 1998.

**Grady C. Cothen, Jr.,**

*Deputy Associate Administrator for Safety Standards and Program Development.*

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## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

#### Office of Hazardous Materials Safety; Notice of Delays in Processing of Exemption Applications

**AGENCY:** Research and Special Programs Administration, DOT.

**ACTION:** List of Applications Delayed more than 180 days.

**SUMMARY:** In accordance with the requirements of 49 U.S.C. 5117(c), RSPA is publishing the following list of exemption applications that have been in process for 180 days or more. The reason(s) for delay and the expected completion date for action on each application is provided in association with each identified application.

#### FOR FURTHER INFORMATION CONTACT:

J. Suzanne Hedgepeth, Director, Office of Hazardous Materials, Exemptions and Approvals, Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh Street, SW, Washington, DC 20590-0001, (202) 366-4535.

#### Key to "Reasons for Delay"

1. Awaiting additional information from applicant.
2. Extensive public comment under review.
3. Application is technically very complex and is of significant impact or precedent-setting and requires extensive analysis.
4. Staff review delayed by other priority issues or volume of exemption applications.

#### Meaning of Application Number Suffixes

N—New application  
M—Modification request  
PM—Party to application with modification request

Issued in Washington, DC, on June 24, 1998.

**J. Suzanne Hedgepeth,**

*Director, Office of Hazardous Materials Exemptions and Approvals.*

Application No.	Applicant	Reason for delay	Estimated date of completion
<b>NEW EXEMPTION APPLICATIONS</b>			
11540-N .....	Convenience Products, Fenton, MO .....	1	7/31/1998
11591-N .....	Clearwater Distributors, Inc., Woodridge, NY .....	4	7/31/1998
11682-N .....	Cryolor, Argancy, 57365 Ennery—France .....	4	7/31/1998
11687-N .....	Tri Tank Corp., Syracuse, NY .....	4	7/31/1998
11699-N .....	GEO Specialty Chemicals, Bastrop, LA .....	4	7/31/1998
11735-N .....	R.D. Offutt Co., Park Rapids, MN .....	4	7/31/1998
11751-N .....	Delta Resins & Refractories, Detroit, MI .....	4	7/31/1998
11761-N .....	Vulcan Chemicals, Birmingham, AL .....	4	7/31/1998
11765-N .....	Laidlaw Environmental Services, Inc., Columbia, SC .....	4	7/31/1998
11767-N .....	Ausimont USA, Inc., Thorofare, NJ .....	4	7/31/1998
<b>NEW EXEMPTION APPLICATIONS</b>			
11774-N .....	Safety Disposal System, Inc., Opa Locka, FL .....	1	7/31/98
11783-N .....	Peoples Natural Gas, Rosemount, MN .....	4	7/31/98
11815-N .....	Union Pacific Railroad Co. et al, Omaha, NE .....	4	7/31/98
11817-N .....	FIBA Technologies, Inc., Westboro, MA .....	4	7/31/98
11821-N .....	Wyoming Department of Transportation, Cheyenne, WY .....	4	7/31/98
11862-N .....	The BOC Group, Murray Hill, NJ .....	4	7/31/98
11882-N .....	FMC Corporation, Philadelphia, PA .....	4	7/31/98
11883-N .....	Brownie Tank Mfg., Co., Minneapolis, MN .....	4	7/31/98
11884-N .....	Degussa Corporation, Ridgefield Park, NJ .....	4	7/31/98
11894-N .....	Quicksilver Fiberglass Manufacturing Ltd., Strome, Alberta, CN .....	4	7/31/98
<b>NEW EXEMPTION APPLICATIONS</b>			
11911-N .....	Transfer Flow, Inc., Chico, CA .....	4	07/31/1998
11915-N .....	Lockheed Martin Aeronautical Systems, Marietta, GA .....	4	07/31/1998
11916-N .....	CP Industries, Inc., McKeesport, PA .....	4	07/31/1998
11927-N .....	Alaska Marine Lines, Seattle, WA .....	4	07/31/1998
11934-N .....	UtiliCorp United, Inc., Omaha, NE .....	4	07/31/1998
11938-N .....	Steel Shipping Container Institute, Washington, DC .....	4	07/31/1998
11947-N .....	Patts Fabrication & Services, Odessa, TX .....	4	08/31/1998
11954-N .....	Republic Environmental Systems (PA), Inc., Hatfield, PA .....	4	08/31/1998
11970-N .....	Exxon Chemical, Inc., Baytown, TX .....	4	08/31/1998