

[FR Doc. 98-31535 Filed 11-24-98; 8:45 am]  
BILLING CODE 4910-59-P

## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

[Notice No. 98-10]

#### Information Collection Activities

**AGENCY:** Research and Special Programs Administration (RSPA), DOT.

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, RSPA invites comments on certain information collections pertaining to hazardous materials transportation for which RSPA intends to request renewal from the Office of Management and Budget (OMB).

**DATES:** Interested persons are invited to submit comments on or before January 25, 1999.

**ADDRESSES:** Address written comments to the Dockets Unit, Room PL 401, Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh St., SW, Washington, DC 20590-0001. Comments may also be submitted by e-mail to: rules@rspa.dot.gov, or faxed to (202) 366-3753. Comments should identify the Notice number (98-10) and the appropriate Office of Management and Budget (OMB) Control Number(s). Mailed written comments should be submitted in two copies. Persons wishing to receive confirmation of receipt of their mailed written comments should include a self-addressed, stamped postcard showing the Notice number. The Dockets Unit is located on the Plaza Level of the Nassif Building at the U.S. Department of Transportation at the above address. Public information may be reviewed between the hours of 9:00 a.m. and 5:00 p.m., Monday through Friday, except Federal holidays. Internet users may access all comments received by the U.S. Department of Transportation by using the Universal Resource Locator (URL) at <http://dms.dot.gov>. An electronic copy of the document may be downloaded using a modem and suitable communications software from the Government Printing Office's Electronic Bulletin Board Service at (202) 512-1661.

Requests for a copy of an information collection should be directed to Deborah Boothe, Office of Hazardous Materials Standards (DHM-10), Research and Special Programs Administration, Room

8102, 400 Seventh Street, SW, Washington, DC 20590-0001, Telephone (202) 366-8553.

**FOR FURTHER INFORMATION CONTACT:** Deborah Boothe, Office of Hazardous Materials Standards (DHM-10), Research and Special Programs Administration, Room 8102, 400 Seventh Street, SW, Washington, DC 20590-0001, Telephone (202) 366-8553.

**SUPPLEMENTARY INFORMATION:** Section 1320.8(d), Title 5, Code of Federal Regulations requires that RSPA provide interested members of the public and affected agencies an opportunity to comment on information collection and recordkeeping requests. This notice identifies information collections that RSPA is submitting to OMB for renewal and extension. These collections are contained in 49 CFR part 110, part 130, and parts 171-180. RSPA has revised burden estimates, where appropriate, to reflect current reporting levels or adjustments based on changes in proposed or final rules published since the information collections were last approved. The following information is provided for each information collection: (1) Title of the information collection, including former title if a change is being made; (2) OMB control number; (3) summary of the information collection activity; (4) description of affected public; (5) estimate of total annual reporting and recordkeeping burden; and (6) frequency of collection. RSPA will request a three-year term of approval for each information collection activity and, when approved by OMB, publish notice of the approval in the **Federal Register**.

RSPA requests comments on the following information collections:

**Title:** Inspection and Testing of Portable Tanks and Intermediate Bulk Containers.

**OMB Control Number:** 2137-0018.

**Summary:** This information collection consolidates provisions for documenting qualifications, inspections, tests and approvals pertaining to the manufacture and use of portable tanks and intermediate bulk containers under various provisions of the Hazardous Materials Regulations (49 CFR Parts 171-180). It is necessary to ascertain whether portable tanks and intermediate bulk containers have been qualified, inspected and retested in accordance with the HMR. The information is used to verify that certain portable tanks and intermediate bulk containers meet required performance standards prior to their being authorized for use and to document periodic requalification and testing to ensure the packagings have not deteriorated due to

age or physical abuse to a degree that would render them unsafe for the transportation of hazardous materials. Applicable sections are as follows: § 173.32—retest, retest marking, and record retention for portable tanks; § 173.32a—approval of IM portable tanks; § 173.32b—periodic inspections and testing for IM portable tanks; § 178.245-6—certification markings for DOT-51 portable tanks; § 178.245-7—manufacturer's data report for DOT-51 portable tanks; § 178.255-14—certification markings for DOT-60 portable tanks; § 178.255-15—manufacturer's data report for DOT-60 portable tanks; § 178.270-14—certification marking of IM portable tanks; § 178.801—testing, retesting and recordkeeping for intermediate bulk containers; and § 180.352—periodic retests and inspections for intermediate bulk containers.

**Affected Public:** Manufacturers and owners of portable tanks and intermediate bulk containers.

**Recordkeeping:**

**Number of Respondents:** 314.

**Total Annual Responses:** 51,220.

**Total Annual Burden Hours:** 51,340.

**Frequency of collection:** On occasion.

**Title:** Testing, Inspection and Marking Requirements for Cylinders.

**OMB Control Number:** 2137-0022.

**Summary:** Requirements in § 173.34 for qualification, maintenance and use of cylinders require that cylinders be periodically inspected and retested to ensure continuing compliance with packaging standards. Information collection requirements address registration of retesters and marking of cylinders by retesters with their identification number and retest date following conduct of tests. Records showing the results of inspections and retests must be kept by the cylinder owner or designated agent until expiration of the retest period or until the cylinder is reinspected or retested, whichever occurs first. These requirements are intended to ensure that retesters have the qualifications to perform tests and to identify to cylinder fillers and users that cylinders are qualified for continuing use. Information collection requirements in § 173.303 require that fillers of acetylene cylinders keep, for at least 30 days, a daily record of the representative pressure to which cylinders are filled.

**Affected Public:** Fillers, owners, users and retesters of reusable cylinders.

**Annual Reporting Burden:**

**Number of Respondents:** 139,352.

**Total Annual Responses:** 153,287.

**Total Annual Burden Hours:** 168,431.

**Frequency:** On occasion.

**Title:** Hazardous Materials Incident Reports.

**OMB Control Number:** 2137-0039.

**Summary:** This collection is applicable upon occurrence of incidents as prescribed in §§ 171.15 and 171.16. Basically, a Hazardous Materials Incident Report, DOT Form F5800.1, must be completed by a carrier of hazardous materials when a hazardous material transportation incident occurs, such as a release of materials, serious accident, evacuation or highway shutdown. Serious incidents meeting criteria in § 171.15 also require a telephonic report by the carrier. This information collection enhances the Department's ability to evaluate the effectiveness of its regulatory program, determine the need for regulatory changes, and address emerging hazardous materials transportation safety issues. The requirements apply to all interstate and intrastate carriers engaged in the transportation of hazardous materials by rail, air, water, and highway.

**Affected Public:** Carriers of hazardous materials.

**Annual Reporting and Recordkeeping:** Number of Respondents: 803.

**Total Annual Responses:** 22,500.

**Total Annual Burden Hours:** 33,811.

**Frequency of collection:** On occasion.

**Title:** Flammable Cryogenic Liquids.

**OMB Control Number:** 2137-0542.

**Summary:** Provisions in § 177.818 require the carriage on a motor vehicle of written procedures for venting flammable cryogenic liquids and for responding to emergencies. Paragraph (h) of § 177.840 specifies certain safety procedures and documentation requirements for drivers of these motor vehicles. These requirements are intended to ensure a high level of safety when transporting flammable cryogenics due to their extreme flammability and high compression ratio when in a liquid state.

**Affected Public:** Carriers of cryogenic materials.

**Annual Reporting and Recordkeeping:** Total Respondents: 65.

**Total Annual Responses:** 18,200.

**Total Annual Burden Hours:** 1,213.

**Frequency of collection:** On occasion.

**Title:** Approvals for Hazardous Materials.

**OMB Control Number:** 2137-0557.

**Summary:** Without these requirements there is no means to: (1) determine whether applicants who apply to become designated approval agencies are qualified to evaluate package design, test packages, classify hazardous materials, etc.; (2) verify that various containers and special loading

requirements for vessels meet the requirements of the HMR; and (3) assure that regulated hazardous materials pose no danger to life and property during transportation.

**Affected Public:** Businesses and other entities who must meet the approval requirements in the HMR.

**Annual Reporting and Recordkeeping:**

**Total Respondents:** 3,503.

**Total Annual Responses:** 3,853.

**Total Annual Burden Hours:** 18,302.

**Frequency of collection:** On occasion.

**Title:** Testing Requirements for Non-bulk Packaging (Formerly entitled Testing Requirements for Packaging).

**OMB Control Number:** 2137-0572.

**Summary:** Detailed packaging manufacturing specifications have been replaced by a series of performance tests that a non-bulk packaging must be capable of passing before it is authorized to be used for transporting hazardous materials. The HMR require proof that packagings meet these testing requirements. Manufacturers must retain records of design qualification tests and periodic retests. Manufacturers must notify, in writing, persons to whom packagings are transferred of any specification requirements that have not been met at the time of transfer. Subsequent distributors, as well as manufacturers must provide written notification. Performance-oriented packaging standards allow manufacturers and shippers much greater flexibility in selecting more economical packagings.

**Affected Public:** Each non-bulk packaging manufacturer that tests packagings to ensure compliance with the HMR.

**Annual Reporting and Recordkeeping:**

**Annual Respondents:** 5,000.

**Annual Responses:** 15,000.

**Annual Burden Hours:** 30,000.

**Frequency of collection:** On occasion.

**Title:** Container Certification Statement.

**OMB Control Number:** 2137-0582.

**Summary:** Shippers of explosives, in freight containers or transport vehicles by vessel, are required to certify on shipping documentation that the freight container or transport vehicle meets minimal structural serviceability requirements. This requirement is intended to ensure an adequate level of safety for transport of explosives aboard vessel and ensure consistency with similar requirements in international standards.

**Affected Public:** Shippers of explosives in freight containers or transport vehicles by vessel.

**Annual Reporting and Recordkeeping:**

**Annual Respondents:** 630.

**Annual Responses:** 835,000 HM Containers & 4400 Explosive Containers. **Annual Burden Hours:** 13,989.

**Frequency of collection:** On occasion.

**Title:** Hazardous Materials Public Sector Training and Planning Grants.

**OMB Control Number:** 2137-0586.

**Summary:** Part 110 of 49 CFR sets for the procedures for reimbursable grants for public sector planning and training in support of the emergency planning and training efforts of States, Indian tribes and local communities to deal with hazardous materials emergencies, particularly those involving transportation. Sections in this part address information collection and recordkeeping with regard to applying for grants, monitoring expenditures, reporting and requesting modifications.

**Affected Public:** State and local governments, Indian tribes.

**Annual Reporting and Recordkeeping:**

**Annual Respondents:** 66.

**Annual Responses:** 1.

**Annual Burden Hours:** 4,082.

**Frequency of collection:** On occasion.

**Title:** Response Plans for Shipments of Oil.

**OMB Control Number:** 2137-0591.

**Summary:** In recent years several major oil discharges damaged the marine environment of the United States. Under authority of the Federal Water Pollution Control Act, as amended by the Oil Pollution Act of 1990, RSPA issued regulations in 49 CFR Part 130 that require preparation of written spill response plans.

**Affected Public:** Carriers that transport oil in bulk, by motor vehicle or rail.

**Annual Reporting and Recordkeeping:**

**Annual Respondents:** 8,000.

**Annual Responses:** 8,000.

**Annual Burden Hours:** 10,560.

**Frequency of collection:** On occasion.

Issued in Washington, DC on November 19, 1998.

**Edward T. Mazzullo,**

Director, Office of Hazardous Materials Standards.

[FR Doc. 98-31480 Filed 11-24-98; 8:45 am]

BILLING CODE 4910-60-P

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### Proposed Collection; Comment Request for Form 5329

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Notice and request for comments.

**SUMMARY:** The Department of the Treasury, as part of its continuing effort