

Issued in Washington, DC on October 5, 2006.

**D.J. Stadler,**

*Director, Office of Budget, Federal Railroad Administration.*

[FR Doc. E6-16835 Filed 10-11-06; 8:45 am]

**BILLING CODE 4910-06-P**

## DEPARTMENT OF TRANSPORTATION

### Maritime Administration

#### Reports, Forms and Recordkeeping Requirements; Agency Information Collection Activity Under OMB Review

**AGENCY:** Maritime Administration, DOT.

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

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection abstracted below has been forwarded to the Office of Management and Budget (OMB) for review and approval. The nature of the information collection is described as well as its expected burden. The **Federal Register** Notice with a 60-day comment period soliciting comments on the following collection of information was published on July 27, 2006. No comments were received.

**DATES:** Comments must be submitted on or before November 13, 2006.

**FOR FURTHER INFORMATION CONTACT:** Michael H. Franklin, Maritime Administration, 400 7th Street SW., Washington, DC 20590. Telephone: 202-366-2628; FAX: 202-366-3954; or e-mail: [michael.franklin@dot.gov](mailto:michael.franklin@dot.gov). Copies of this collection also can be obtained from that office.

**SUPPLEMENTARY INFORMATION:** Maritime Administration (MARAD).

*Title:* Automated Mutual-Assistance Vessel Rescue System (AMVER).

*OMB Control Number:* 2133-0025.

*Type of Request:* Extension of currently approved collection.

*Affected Public:* U.S.-flag and U.S. citizen-owned vessels that are required to respond under current statute and regulation.

*Forms:* None.

*Abstract:* This collection of information is used to gather information regarding the location of U.S.-flag vessels and certain other U.S. citizen-owned vessels for the purpose of search and rescue in the saving of lives at sea and for the marshalling of ships for national defense and safety purposes. This collection consists of vessels that transmit their positions through various electronic means.

*Annual Estimated Burden Hours:* 2,342 hours.

**ADDRESSES:** Send comments to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street, NW., Washington, DC 20503, Attention MARAD Desk Officer.

*Comments are Invited on:* Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; the accuracy of the agency's estimate of the burden of the proposed information collection; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology. A comment to OMB is best assured of having its full effect if OMB receives it within 30 days of publication.

(Authority: 49 CFR 1.66)

Issued in Washington, DC, on October 5, 2006.

**Joel C. Richard,**

*Secretary, Maritime Administration.*

[FR Doc. E6-16906 Filed 10-11-06; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. NHTSA-2006-25981; Notice 1]

#### Michelin North America, Inc., Receipt of Petition for Decision of Inconsequential Noncompliance

Michelin North America, Inc. (Michelin) has determined that certain tires that it imported in 2005 and 2006 do not comply with S6.5(d) of 49 CFR 571.119, Federal Motor Vehicle Safety Standard (FMVSS) No. 119, "New pneumatic tires for vehicles other than passenger cars." Michelin has filed an appropriate report pursuant to 49 CFR part 573, "Defect and Noncompliance Reports."

Pursuant to 49 U.S.C. 30118(d) and 30120(h), Michelin has petitioned for an exemption from the notification and remedy requirements of 49 U.S.C. Chapter 301 on the basis that this noncompliance is inconsequential to motor vehicle safety.

This notice of receipt of Michelin's petition is published under 49 U.S.C. 30118 and 30120 and does not represent any agency decision or other exercise of

judgment concerning the merits of the petition.

Affected are a total of approximately 6,189 11R24.5 Load Range H BFGoodrich DR444 tires produced between November 20, 2005 and July 22, 2006. S6.5(d) of FMVSS No. 119 requires that each tire shall be marked on each sidewall with "[t]he maximum load rating and corresponding inflation pressure of the tire \* \* \*." The sidewall labeling on the subject tires incorrectly states the maximum dual load carrying capacity. They are incorrectly marked "Max load dual 3075 kg (6780 lbs) at 830 kPa (120 psi)." They should have been marked "Max load dual 3000 kg (6610 lbs) at 830 kPa (120 psi)." The tires are correctly marked for the maximum single load carrying capacity. Michelin has corrected the problem that caused these errors so that they will not be repeated in future production.

Michelin believes that the noncompliance is inconsequential to motor vehicle safety and that no corrective action is warranted. Michelin states,

When both single and dual loads are marked on the tire (as is the case here), FMVSS No. 119 requires that performance compliance testing be done based on the single (higher, more punishing) tire load. Therefore, an incorrect maximum dual load marking is inconsequential and [the] tire meets all FMVSS No. 119 minimum performance requirements.

Michelin cites NHTSA's grant of a previous inconsequential noncompliance petition it submitted for a similar maximum dual load noncompliance (69 FR 62512), where NHTSA stated,

The agency also agrees that safety will not be compromised for the tires marked with the incorrect "max load dual" since the more severe "max load single" load is marked correctly. In addition, these tires meet or exceed all of the performance requirements of FMVSS No. 119, and all other informational markings as required by FMVSS No. 119 are present.

Michelin says that the tires meet or exceed all other FMVSS No. 119 requirements.

Interested persons are invited to submit written data, views, and arguments on this petition. Comments must refer to the docket and notice number cited at the beginning of this notice and be submitted by any of the following methods. Mail: Docket Management Facility, U.S. Department of Transportation, Nassif Building, Room PL-401, 400 Seventh Street, SW., Washington, DC 20590-0001. Hand Delivery: Room PL-401 on the plaza level of the Nassif Building, 400

Seventh Street, SW., Washington, DC. It is requested, but not required, that two copies of the comments be provided. The Docket Section is open on weekdays from 10 a.m. to 5 p.m. except Federal holidays. Comments may be submitted electronically by logging onto the Docket Management System Web site at <http://dms.dot.gov>. Click on "Help" to obtain instructions for filing the document electronically. Comments may be faxed to 1-202-493-2251, or may be submitted to the Federal eRulemaking Portal: Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

The petition, supporting materials, and all comments received before the close of business on the closing date indicated below will be filed and will be considered. All comments and supporting materials received after the closing date will also be filed and will be considered to the extent possible. When the petition is granted or denied, notice of the decision will be published in the **Federal Register** pursuant to the authority indicated below.

*Comment closing date:* November 13, 2006.

**Authority:** 49 U.S.C. 30118, 30120; delegations of authority at CFR 1.50 and 501.8.

Issued on: October 5, 2006.  
**Daniel C. Smith,**  
*Associate Administrator for Enforcement.*  
 [FR Doc. E6-16836 Filed 10-11-06; 8:45 am]  
**BILLING CODE 4910-59-P**

**DEPARTMENT OF TRANSPORTATION**

**Pipeline and Hazardous Materials Safety Administration**

**Office of Hazardous Materials Safety; Notice of Delays in Processing Special Permit Applications**

**AGENCY:** Pipeline and Hazardous Materials Safety Administration, DOT.  
**ACTION:** List of Application Delayed more than 180 days.

**SUMMARY:** In accordance with the requirements of 49 U.S.C. 5117(c), PHMSA is publishing the following list of special permit 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:** Ann Mazzullo, Office of Hazardous Materials Special Permits and Approvals, Pipeline and Hazardous Materials Safety

Administration, U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590-0001, (202) 366-4535.

**SUPPLEMENTARY INFORMATION:**

**Key to "Reason for Delay"**

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

**Meaning of Application Number Suffixes**

- N—New application.
- M—Modification request.
- X—Renewal.
- PM—Party to application with modification request.

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**R. Ryan Posten,**  
*Chief, Special Permits Program, Office of Hazardous Materials Safety, Special Permits & Approvals.*

Application number	Applicant	Reason for delay	Estimated date of completion
<b>New Special Permit Applications</b>			
14229-N	Senex Explosives, Inc., Cuddy, PA	4	11-30-2006
14239-N	Marlin Gas Transport, Inc., Odessa, FL	1	11-30-2006
14237-N	Advanced Technology Materials, Inc., (ATMI), Danbury, CT	1	12-31-2006
14257-N	Origin Energy American Samoa, Inc., Pago Pago, AS	4	11-30-2006
14285-N	INO Therapeutics LLC, Port Allen, LA	4	11-30-2006
14318-N	Lockheed Martin Technical Operations, Vandenberg AFB, CA	4	12-31-2006
14314-N	North American Automotive Hazmat Action Committee	4	11-30-2006
14310-N	Praxair, Danbury, CT	4	10-31-2006
14316-N	VOTG North America, Inc., West Chester, PA	4	12-31-2006
14341-N	Baker Petrolite, Sugar Land, TX	4	10-31-2006
14337-N	NKCF Co., Ltd. Jisa-Dong, Kangseo-Gu Busan	4	11-30-2006
14343-N	Valero St. Charles, Norco, LA	4	10-31-2006
14330-N	Chemical & Metal Industries Inc. Hudson, CO	4	12-31-2006
14298-N	Air Products and Chemicals, Inc., Allentown, PA	4	10-31-2006
14266-N	NCF Industries, Inc. Santa Maria, CA	3	11-30-2006
14277-N	Ascus Technologies, Ltd., Cleveland, OH	3, 4	12-31-2006
<b>Modification to Special Permits</b>			
12677-M	Austin Powder Illinois Company, Cleveland, OH	1	10-31-2006
5749-M	E.I. DuPont de Nemours, Wilmington, DE	4	12-31-2006
12277-M	Indian Sugar and General Engineering Corporation, Haryana	4	12-31-2006
10481-M	M-1 Engineering Limited, Bradfrod, West Yorkshire	4	12-31-2006
11202-M	Newport News Shipbuilding and Dry Dock Company (NNS), Newport News, VA.	4	10-31-2006