

Issued in Washington, DC, on July 14, 1998.

J. Suzanne Hedgepeth,

Director, Office of Hazardous Materials, Exemptions and Approvals.

NEW EXEMPTIONS

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
12096-N	RSPA-98-3991	E.I. DuPont de Nemours & Co., Inc., Wilmington, DE.	49 CFR 172.102 (c)(3) SP B9 & B74, 179.103-5 (b)(1).	To authorize the one time-transportation in commerce of a DOT-Specification 120A500W tank car, containing a Division 6.1 material, poisonous by inhalation, that was loaded out of test date. (mode 2)
12097-N	RSPA-98-3993	Qual-X Inc., Powell, OH ...	49 CFR 173.140, 173.412	To authorize the one-time transportation in commerce of a specially designed device containing small quantities of gas, Division 2.2 contained in Type A package used as part of a leak detector console. (mode 1)
12098-N	RSPA-98-3994	Carleton Technologies, Inc., Orchard Park, NY.	49 CFR 178.65	To authorize the transportation in commerce of certain compressed gases, Division 2.2, in non-DOT specification pressure vessels. (modes 1, 2, 4)
12100-N	RSPA-98-4004	Tokico (USA), Inc., Berea, KY.	49 CFR 172.200-202, 172.203-204, 172.300, 173.306 (f)(1), 173.306 (f)(2)(iii), 173.306 (f)(3).	To authorize the transportation in commerce of gas struts charged by a mixture of nitrogen gas and hydraulic oil as essentially unregulated. (modes 1, 2, 3, 4, 5)
12102-N	RSPA-98-4005	AETS/CWM, Flanders, NJ	49 CFR 173.56(i)	To authorize the transportation of certain Division 1.1D, unstable waste laboratory mixtures that have been densitized to remove their explosive characteristics, as Division 4.1 flammable solids. (mode 1)
12104-N	RSPA-98-4039	Hoechst Celanese, Spartanburg, SC.	49 CFR 174.67(i)	To authorize rail cars to remain connected throughout the unloading of Class 9 material without the physical presence of an unloader. (mode 2)
12105-N	RSPA-98-4040	Becton Dickinson Microbiology Systems, Sparks, MD.	49 CFR 172.504, 174.81, 177.848.	To authorize the transportation in commerce of specially-designed combination packaging for use in transporting Division 4.3 and Class 8 material be exempt from segregation and placarding requirements. (modes 1, 2)
12106-N	RSPA-98-4041	Air Liquide America Corporation, Houston, TX.	49 CFR 173.24(g)	To authorize the venting of a DOT-specification 105A400W tank car used for the transportation of carbon dioxide, Division 2.2. (mode 2)

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DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

Office of Hazardous Materials Safety; Notice of Applications for Modification of Exemption

AGENCY: Research and Special Programs Administration, DOT.

ACTION: List of applications for modification of exemptions.

SUMMARY: In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's

Hazardous Materials Regulations (49 CFR Part 107, Subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the applications described herein. This notice is abbreviated to expedite docketing and public notice. Because the sections affected, modes of transportation, and the nature of application have been shown in earlier **Federal Register** publications, they are not repeated here. Requests for modifications of exemptions (e.g., to provide for additional hazardous materials, packaging design changes, additional mode of transportation, etc.) are described in footnotes to the application number. Application numbers with the suffix "M" denote a modification request. These

applications have been separated from the new applications for exemptions to facilitate processing.

DATES: Comments must be received on or before August 5, 1998.

ADDRESS COMMENTS TO: Records Center, Research and Special Programs 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 exemption number.

FOR FURTHER INFORMATION: Copies of the applications are available for inspection in the Records Center, Nassif Building, 400 7th Street, SW., Washington, DC.

Application No.	Docket No.	Applicant	Modifications of exemption
8299-M		Pacific Scientific, Durate, CA (See Footnote 1)	8299
11050-M		Koppers Industries, Inc., Pittsburgh, PA (See Footnote 2)	11050

Application No.	Docket No.	Applicant	Modifications of exemption
11899-M	RSPA-97-2602	Carleton Technologies, Inc., Orchard Park, NY (See Footnote 3)	11899
11984-M	RSPA-97-3173	Trans World Airlines, Inc., Kansas City, MO (See Footnote 4)	11984
11990-M	RSPA-97-3098	Taylor-Wharton Coyne, Huntsville, AL (See Footnote 5)	11990
12047-M	RSPA-98-3617	True Drilling Company, Casper, WY (See Footnote 6)	12047
12070-M	RSPA-98-3886	Boeing North American, Inc., Downey, CA (See Footnote 7)	12070
12092-M	RSPA-98-4001	Matheson Gas Products, East Rutherford, NJ (See Footnote 8)	12092
12095-M	RSPA-98-4042	Railway Progress Institute, Inc., Alexandria, VA (See Footnote 9)	12095

(1) To reissue the exemption originally modified on an emergency basis to extend life limit of non-DOT specification pressure vessels used in special service for the transportation of compressed gases.

(2) To authorize party-status and add Division 4.1 as an additional class of hazardous materials.

(3) To modify the exemption to authorize an altered design of the sealed high pressure gas cylinder system, equipped with twin pyrotechnic cutters, Division 1.4D, charged with Nitrogen, Division 2.2, to be offered for shipment as a Division 2.2.

(4) To modify the exemption to provide for rail as an additional mode of transportation for the movement of motor-vehicle (piggy-back trailers) when shipping oxygen generators.

(5) To modify the exemption to remove the Safety Device criteria under 7.a., 178.35(e) of the exemption.

(6) To reissue the exemption originally issued on an emergency basis to transport flammable liquids in packages that are not presently authorized.

(7) To reissue the exemption originally issued as a emergency basis to authorize the transportation of a Kill Vehicle (KV) Assembly containing 1.4G explosives.

(8) To reissue the exemption originally issued on an emergency basis to use an alternate test method for cylinders rather than the hydrostatic test.

(9) To reissue an exemption originally issued on an emergency basis (as an extension) to authorized an alternative inspection and test program for tank cars.

This notice of receipt of applications for modification of exemptions is published in accordance with Part 107 of the Hazardous Materials Transportations Act (49 U.S.C. 1806; 49 CFR 1.53(e)).

Issued in Washington, DC, on July 14, 1998.

J. Suzanne Hedgepeth,

Director, Office of Hazardous Materials, Exemptions and Approvals.

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Docket No. AB-554X]

Perry County Port Authority d/b/a Hoosier Southern Railroad; Discontinuance Exemption; in Spencer County, IN

On July 1, 1998, Perry County Port Authority d/b/a Hoosier Southern Railroad (HSR) filed with the Surface Transportation Board (Board) a petition under 49 U.S.C. 10502 for exemption from the provisions of 49 U.S.C. 10903-10905¹ to discontinue service on a line of railroad known as the Rockport Line extending from milepost 0.0 at Rockport Junction to milepost 16.2 at Rockport, a

¹ HSR seeks exemption from the offer of financial assistance (OFA) subsidy provision of 49 U.S.C. 10904. This exemption request will be addressed in the final decision. HSR also seeks exemption from the public use provisions of 49 U.S.C. 10905. However, because this is a discontinuance proceeding and not an abandonment, trail use/rail banking and public use conditions are not applicable.

distance of 16.2 miles in Spencer County, IN. As part of the exemption, HSR also seeks to discontinue incidental trackage rights over approximately 1.1 miles of Norfolk Southern Railway Company's (NSR) main line extending from milepost 32.1-EB at Rockport Junction to milepost 33.2-EB at Lincoln City, also in Spencer County, IN.² The lines traverse U.S. Postal Service Zip Codes 47552, 47611 and 47635. The Rockport Line includes the stations of Rockport, Chrisney, Rock Hill and Rockport Junction.

The interest of railroad employees will be protected by the conditions set forth in *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979).

By issuance of this notice, the Board is instituting an exemption proceeding pursuant to 49 U.S.C. 10502(b). A final decision will be issued by October 19, 1998.

Unless an exemption is granted from the OFA provisions of 49 U.S.C. 10904, any OFA to subsidize continued rail service under 49 CFR 1152.27(b)(2) will be due no later than 10 days after service of a decision granting the petition for exemption. Each OFA must be accompanied by a \$1,000 filing fee. See 49 CFR 1002.2(f)(25).

This proceeding is exempt from environmental reporting requirements under 49 CFR 1105.6(c) and from historic reporting requirements under 1105.8(b).

² HSR desires to terminate service because NSR has terminated its lease with HSR effective May 31, 1998. NSR resumed providing all rail service on the Rockport Line as of June 1, 1998.

All filings in response to this notice must refer to STB Docket No. AB-554X and must be sent to: (1) Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001; and (2) John D. Heffner, Rea, Cross & Auchincloss, Suite 570, 1707 L Street, N.W., Washington, DC 20036.

Persons seeking further information concerning abandonment and discontinuance procedures may contact the Board's Office of Public Services at (202) 565-1592 or refer to the full abandonment or discontinuance regulations at 49 CFR part 1152. Questions concerning environmental issues may be directed to the Board's Section of Environmental Analysis (SEA) at (202) 565-1545. [TDD for the hearing impaired is available at (202) 565-1695.]

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: July 14, 1998.

By the Board, Joseph H. Dettmar, Acting Director, Office of Proceedings.

Vernon A. Williams,
Secretary.

[FR Doc. 98-19402 Filed 7-20-98; 8:45 am]

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DEPARTMENT OF THE TREASURY

Internal Revenue Service

Privacy Act of 1974: Computer Matching Program

AGENCY: Internal Revenue Service, Treasury.