

would exceed the General Conformity *de minimis* threshold for Nitrogen Dioxide (NOx) and volatile organic compounds (VOC), a precursor for ozone. However, operation of the Project would result in an overall reduction of regional emissions of all applicable air pollutants and would not cause a localized exceedance of an air quality standard. Conformance of the Project will be accomplished through a Voluntary Emissions Reduction Agreement which will offset the NOx and VOC emissions consistent with applicable regulatory requirements.

Issued in Washington, DC, on April 12, 2012.

**Joseph C. Szabo,**  
Administrator.

[FR Doc. 2012-9491 Filed 4-19-12; 8:45 am]

**BILLING CODE 4910-06-P**

**DEPARTMENT OF TRANSPORTATION**

**Pipeline and Hazardous Materials Safety Administration**

**Office of Hazardous Materials Safety; Actions on Special Permit Applications**

**AGENCY:** Pipeline And Hazardous Materials Safety Administration (PHMSA), DOT.

**ACTION:** Notice of actions on Special Permit Applications.

**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 (49 CFR part 107, Subpart B), notice is hereby given of the actions on special permits applications in

(February to March 2012). The mode of transportation involved are identified 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. Application numbers prefixed by the letters EE represent applications for Emergency Special Permits. It should be noted that some of the sections cited were those in effect at the time certain special permits were issued.

Dated: Issued in Washington, DC, on April 13, 2012.

**Donald Burger,**  
Chief, Special Permits and Approvals Branch.

S.P No.	Applicant	Regulation(s)	Nature of special permit thereof
<b>MODIFICATION SPECIAL PERMIT GRANTED</b>			
8826-M .....	Phoenix Air Group, Inc. Cartersville, GA.	49 CFR 172.101; 172.204(c)(3); 173.27; 175.30(a)(1); 175.320(b).	To modify the special to reflect the current statutes and regulations changes.
14909-M .....	Lake Clark Air, Inc. Port Alsworth, AK.	49 CFR 173.304(f) .....	To reissue the special permit originally issued on an emergency basis authorizing the transportation in commerce of compressed oxygen without rigid outer packaging when no other means of transportation exist.
10656-M .....	Conference of Radiation Control Program Directors, Inc. Frankfort, KY.	49 CFR 172.203(d); Part 172, Subparts C, D, E, F, G.	To modify the special permit add 49 CFR Part 172 Subpart I as it pertains to security plans to the list of regulations exempted in paragraph 4.
11406-M .....	Conference of Radiation Control Program Directors, Inc. Frankfort, KY.	49 CFR Part 172, Subparts, C, D, E, F, G, H; Part 173, Subparts B, I; 173.22(a)(1); Part 174, Subpart K; 177.842.	To modify the special permit add 49 CFR Part 172 Subpart I as it pertains to security plans to the list of regulations exempted in paragraph 4.
11670-M .....	Schlumberger Oilfield UK Plc Dyce, Aberdeen Scotland, Ab.	49 CFR 178.36 .....	To modify the exemption to authorize the use of a newly designed non-DOT specification oil well sampling cylinder for the transportation of Division 2.1 materials.
14193-M .....	Honeywell International, Inc. Morristown, NJ.	49 CFR 173.313 .....	To reissue the exemption originally issued on an emergency basis for the transportation of non-DOT specification IMO Type 5 portable tanks, mounted in an ISO frame, containing certain Division 2.2 and 2.3 materials.
10646-M .....	Schlumberger Technologies Corporation Sugar Land, TX.	49 CFR 173.302 .....	To modify the special permit to authorize an additional material in the construction of non-DOT specification cylinders.
14457-M .....	Amtrol Alfa Metalomecanica SA Portugal.	49 CFR 173.304a(a)(1) .....	To modify the special permit to extend the external visual inspection to every five (5) years.
14808-M .....	Amtrol, Inc. West Warwick, RI	49 CFR 178.51(b), (f)(1) and (2) and (g).	To modify the special permit to authorize a longer time between requalification testing.
15036-M .....	UTLX Manufacturing, Incorporated Alexandria, LA.	49 CFR 173.31(e)(2)(ii), 173.244(a)(2), 173.314, 179.100, 179.101, 179.102-3, 179.15(b) and 179.16.	To modify the special permit to authorize the manufacture, marking, sale and use of three additional non-DOT specification tank cars for transportation of chlorine and certain other materials toxic by inhalation.
14940-M .....	Crown Aerosol Packaging Philadelphia, PA.	49 CFR 173.306 .....	To modify the special permit to authorize rail freight and cargo vessel as additional modes of transportation
13381-M .....	Carleton Technologies, Pressure Technology Division Westminster, MD.	49 CFR 173.302(a)(1), 173.304(a), 175.3 and 180.205.	To modify the special permit to authorize an extended testing time period for cylinders which are past their retest date but are not empty.
14616-M .....	Chlorine Service Company Kingwood, TX.	49 CFR 178.245-1(a) .....	To modify the special permit to correct pressure ranges to bring it in line with other special permits issued.
11215-M .....	Orbital Sciences Corporation Mojave, CA.	49 CFR Part 172, Subparts C, D; 172.101, Special Provision 109.	To modify the special permit to add a Class 9 material.

S.P No.	Applicant	Regulation(s)	Nature of special permit thereof
<b>NEW SPECIAL PERMIT GRANTED</b>			
14951-N .....	Lincoln Composites Lincoln, NE.	49 CFR 173.302a .....	To authorize the manufacture, marking, sale and use of a non-DOT specification fully wrapped fiber reinforced composite gas cylinders for the transportation of certain compressed gases. (modes 1, 2,3)
15458-N .....	Southern States LLC .....	49 CFR 49 CFR Parts 171-181; 49 CFR 172.301(c); and 173.304.	To authorize the transportation in commerce of specially designed non-DOT specification cylinders containing compressed sulfur hexafluoride. (modes 1, 2, 3, 4)
15451-N .....	NK CO., LTD Gangseo-Gu, Busan.	49 CFR 180.209(a) and (b) ....	To authorize the transportation in commerce of certain DOT 3AA, 3AAX and 3T cylinders in Multiple Element Gas Containers that have been retested every ten (10) years instead of every five (5) years by acoustic emission and ultrasonic examination (AE/UE) in place of the internal visual inspection and the hydrostatic retest required by § 180.205. (modes 1, 2, 3)
15452-N .....	BE Aerospace Lenexa, KS .....	49 CFR 173.302(f)(2)(i) .....	To authorize the transportation in commerce of certain DOT Specification 39 cylinders containing oxygen that have their pressure relief devices set to an alternative burst at pressure range. (modes 4, 5)
15516-N .....	Moog Inc. East Aurora, NY .....	49 CFR Part 172, Subpart C ..	To authorize the transportation in commerce of certain waste hazardous materials between Moog plants without shipping paper documentation for less than one half mile by private motor vehicle. (mode 1)
15517-N .....	Mountain West Helicopters, LLC Alpine, UT.	49 CFR 172.101 Column (9B), 172.204(c)(3), 173.27(b)(2), 175.30(a)(1), 172.200, 172.300 and 172.400.	To authorize the transportation in commerce of certain hazardous materials by external load in remote areas of the US without being subject to hazard communication requirements and quantity limitations where no other means of transportation is available. (mode 4)
15507-N .....	Yiwu Jinyu Machinery Factory Jiangwan Town, Yiwu City.	49 CFR 173.304(d) .....	To authorize the manufacture, marking, sale and use of a non-refillable, non-DOT specification inside metal container similar to a DOT 2Q for the transportation in commerce of certain Division 2.1 and 2.2 gases. (modes 1, 2, 3, 4)
15509-N .....	The Virginia Commercial Space Flight Authority Norfolk, VA.	49 CFR 173.301 and 173.302a.	To authorize the transportation in commerce of Helium in a non-DOT specification packaging for a short distance by motor vehicle. (mode 1)
15483-N .....	United Space Alliance Houston, TX.	49 CFR 173.302a .....	To authorize the transportation in commerce of certain Division 2.2 compressed gases in non-DOT specification cylinders to support the International Space Station Human Research Facility Gas Delivery System. (modes 1, 2, 3, 4, 5)
15541-N .....	T.L. Forest Products, Inc., dba Timberland Logging Ashland, OR.	49 CFR 49 CFR Parts 172.101, Column (9b), 172.204(c)(3), 173.27(b)(2), 175.30(a)(1), 172.200, 172.300, and 172.400.	To authorize the transportation in commerce of certain hazardous materials by cargo aircraft including by external load in remote areas without being subject to hazard communication requirements and quantity limitations where no other means of transportation is available. (mode 4)
15532-N .....	SET Environmental Inc. Wheeling, IL.	49 CFR 173.244 .....	To authorize the one-time, one-way transportation in commerce of one irregularly shaped sodium dispersion vessels in alternative packaging. (mode 1)
15536-N .....	WavesinSolids LLC State College, PA.	49 CFR 173.302 and 180.209	To authorize the transportation in commerce of certain cylinders which have been alternatively ultrasonically retested for use in transporting Division 2.1, 2.2 and 2.3 materials. (modes 1, 2, 3, 4, 5)
15537-N .....	Alaska Pacific Powder Company Watkins, CO.	49 CFR 172.101 Column (9B)	To authorize the transportation in commerce of certain Class 1 explosive materials which are forbidden for transportation by air, to be transported by cargo aircraft within the State of Alaska when other means of transportation are impracticable or not available. (mode 4)
15556-N .....	Winco Inc. Aurora, OR .....	49 CFR 49 CFR Table § 172.101, Column (9B), § 172.204(c)(3), § 173.27(b)(2) and § 175.30(a)(1) §§ 172.200 and 172.301(c) and 175.75.	To authorize the transportation in commerce of certain hazardous materials by 14 CFR Part 133 Rotorcraft External Load Operations transporting hazardous materials attached to or suspended from an aircraft, in remote areas of the US only, without being subject to hazard communication requirements, quantity limitations and certain loading and stowage requirements. (mode 4)
15560-N .....	San Joaquin Helicopters Delano, CA.	49 CFR § 172.101 Column (9B), § 172.204(c)(3), § 173.27(b)(2), § 175.30(a)(1), §§ 172.200, 172.300, 172.400, 173.302(f)(3) and § 175.75.	To authorize the transportation in commerce of certain hazardous materials by Part 133 Rotorcraft External Load Operations, attached to or suspended from an aircraft, in remote areas of the US without meeting certain hazard communication and stowage requirements. (mode 4)

S.P No.	Applicant	Regulation(s)	Nature of special permit thereof
15535-N .....	PM HELI-OPS, INC CENTRAL POINT, OR.	49 CFR 172.101 Column (9B), 172.204(c)(3), 173.27(b)(2) and 175.30(a)(1).	To authorize the transportation in commerce of certain forbidden explosives in sling load operations in remote areas of the US without being subject to hazard communication requirements, quantity limitations and certain loading and stowage requirements. (mode 4)

**EMERGENCY SPECIAL PERMIT GRANTED**

15118-M .....	Mystery Creek Resources Inc. McGrath, AK.	49 CFR 172.101 Column (9B)	To add nitric acid to the table in paragraph 6 and also to authorize transportation from 3 additional airports (mode 4)
15418-N .....	Southwest Airlines Dallas, TX	49 CFR 172.301(c); 173.219(b)(1).	To authorize the transportation in commerce of life-saving appliances containing a compressed gas cylinder that is filled in excess of its marked service pressure. (modes 1, 4, 5)
15467-N .....	Dena'ina Air Taxi LLC Anchorage, AK.	49 CFR 172.101 Column (9B)	To authorize the transportation in commerce of certain Class 1 explosive materials which are forbidden for transportation by air, to be transported by cargo aircraft within the State of Alaska when other means of transportation are impracticable or not available. (mode 4)
15540-N .....	Andrew Airways, Inc. Kodiak, AK.	49 CFR 175.310(c) .....	To authorize the transportation in commerce of certain non-DOT specification bulk packages containing Class 3 material by cargo aircraft where no other means of transportation is practicable. (mode 4)
15551-N .....	Zapata Incorporated Charlotte, NC.	49 CFR 173.21(e) .....	To authorize the transportation in commerce of a Division 4.1, Packing Group II material by highway, that has the potential to react during transportation. (mode 1)
15584-N .....	Pacific Bio-Material Management, Inc. d/b/a Pacific Scientific Transport Fresno, CA.	49 CFR 173.196, 173.197(d)(3)(ii).	To authorize the transportation in commerce human and animal tissue samples in non-specification packaging. (mode 1)
15562-N .....	Crowley Petroleum Distribution, Inc. Anchorage, AK.	49 CFR 172.101 Hazardous Materials Table Column (9B).	To authorize the transportation in commerce of propane by cargo only aircraft in packages that exceed the quantity limitation where no other means of transportation is available. (mode 4)

**MODIFICATION SPECIAL PERMIT WITHDRAWN**

13336-M .....	Renaissance Industries, Inc. Sharpsville Operations M-1102 Sharpsville, PA.	49 CFR 173.302(a)(1); 173.304; 175.3.	To modify the special permit to authorize additional Division 2.2 gases.
9168-M .....	All-Pak Dangerous Goods, a Division of Berlin Packaging (Former Grantee All-Pak, Inc.) Bridgeville, PA.	49 CFR Part 172; Subpart E; 173.118; 173.244; 173.345; 173.346; 173.359; 173.370; 173.377; 175.3; 175.33; 172.504; 173.3.	To modify the special permit to authorize an additional mode of transportation (cargo vessel).

**NEW SPECIAL PERMIT WITHDRAWN**

15469-N .....	B.J. Alan Company Youngstown, OH.	49 CFR 173.62 .....	To authorize the transportation in commerce of certain fireworks in large packagings. (mode 1)
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**EMERGENCY SPECIAL PERMIT WITHDRAWN**

15053-N .....	Department of Defense Scott Air Force Base, IL.	49 CFR 173.302 and 173.304	To authorize the transportation in commerce of certain Division 2.1 and 2.2 gases in non-DOT specification packagings. (modes 1, 4)
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**DENIED**

12561-M .....	Request by Rhodia, Inc. Cranbury, NJ February 15, 2012. To modify the special permit by amending Paragraph 7 to reflect existing AAR and 49 CFR construction specifications for DOT 111 tank cars.		
14872-N .....	Request by Arkema, Inc. King of Prussia, PA March 05, 2012. To authorize the transportation in commerce of methyl mercaptan in certain DOT 105J300W tank cars.		
15317-N .....	Request by The Dow Chemical Company PHILADELPHIA, PA March 05, 2012. To authorize the transportation in commerce of ethylene oxide in a DOT 105J400W tank car with a maximum gross rail load (GRL) not to exceed 286,000 pounds.		
15497-N .....	Request by U.S. Department of Energy Washington, DC March 13, 2012. To authorize the transportation in commerce of radioactive materials without being subject to the requirements in 49 CFR 173.417(a)(1)(i).		
15503-N .....	Request by Garden City Co-op, Inc. Garden City, KS March 05, 2012. To authorize the transportation in commerce of certain cargo tanks used as an implementation of husbandry with a capacity of 5,000 gallons containing anhydrous ammonia.		
15546-N .....	Request by T. SCOTT DUNN CONSTRUCTION, INC. DBA Heli-Dunn Phoenix, OR February 01, 2012. To authorize the transportation in commerce of certain hazardous materials by external load in remote areas of the US without being subject to hazard communication requirements and quantity limitations where no other means of transportation is available.		

[FR Doc. 2012-9422 Filed 4-19-12; 8:45 am]

BILLING CODE 4909-60-M

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[Docket No. FD 35607]

#### Manning Rail, Inc.—Acquisition and Operation Exemption—Manning Grain Company

Manning Rail, Inc. (MRI), a noncarrier, has filed a verified notice of exemption<sup>1</sup> under 49 CFR 1150.31 to acquire from Manning Grain Company (MGC) and operate a 7.1-mile rail line between its point of connection with BNSF Railway Company at milepost 8.1 at or near Fairmont and terminus at milepost 15.2 at or near Burress, in Fillmore County, Neb. (the Line).<sup>2</sup>

The earliest this transaction may be consummated is May 4, 2012, the effective date of the exemption.

MRI certifies that its projected annual revenues as a result of this transaction will not exceed those that would qualify it as a Class III rail carrier and will not exceed \$5 million.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the effectiveness of the exemption. Petitions to stay must be filed no later than April 27, 2012 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to Docket No. FD 35607, must be filed with the Surface Transportation Board, 395 E Street SW., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Thomas F. McFarland, Thomas F. McFarland, P.C., 208 South LaSalle Street, Suite 1890, Chicago, IL 60604-1112.

Board decisions and notices are available on our Web site at “[www.stb.dot.gov](http://www.stb.dot.gov).”

Decided: April 17, 2012.

<sup>1</sup> MRI initially filed its verified notice of exemption on March 8, 2012. By decision served on March 20, 2012, the notice was held in abeyance at MRI's request to enable MRI to investigate the history of the line. By letter filed on March 22, 2012, MRI requests that the proceeding be restored to active status.

<sup>2</sup> MGC obtained authority to acquire the Line in *Manning Grain Company—Acquisition and Operation Exemption—Fillmore Western Railway Company*, FD 35612 (STB served Apr. 6, 2012).

By the Board, Rachel D. Campbell,  
Director, Office of Proceedings.

**Jeffrey Herzig,**

*Clearance Clerk.*

[FR Doc. 2012-9594 Filed 4-19-12; 8:45 am]

BILLING CODE 4915-01-P

## DEPARTMENT OF THE TREASURY

### Submission for OMB Review; Comment Request

April 16, 2012.

The Department of the Treasury will submit the following information collection request to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995, Public Law 104-13, on or after the date of publication of this notice.

**DATES:** Comments should be received on or before May 21, 2012 to be assured of consideration.

**ADDRESSES:** Send comments regarding the burden estimate, or any other aspect of the information collection, including suggestion for reducing the burden, to (1) Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for Treasury, New Executive Office Building, Room 10235, Washington, DC 20503, or email at

*OIRA\_Submission@OMB.EOP.GOV* and (2) Treasury PRA Clearance Officer, 1750 Pennsylvania Ave. NW., Suite 8140, Washington, DC 20220, or on-line at *www.PRAComment.gov*.

**FOR FURTHER INFORMATION CONTACT:** Copies of the submission(s) may be obtained by calling (202) 927-5331, email at *PRA@treasury.gov*, or the entire information collection request maybe found at *www.reginfo.gov*.

#### Internal Revenue Service (IRS)

*OMB Number:* 1545-0064.

*Type of Review:* Extension without change of a currently approved collection.

*Title:* Application for Exemption From Social Security and Medicare Taxes and Waiver of Benefits.

*Form:* 4029.

*Abstract:* Form 4029 is used by members of recognized religious groups to apply for exemption from social security and Medicare taxes under IRC sections 1402(g) and 3127. The information is used to approve or deny exemption from social security and Medicare taxes.

*Affected Public:* Individuals or Households.

*Estimated Total Burden Hours:* 3,792.

*OMB Number:* 1545-0387.

*Type of Review:* Extension without change of a currently approved collection.

*Title:* Application for Filing Information Returns Magnetically/Electronically.

*Form:* 4419.

*Abstract:* Under section 6011(e)(2)(a) of the Internal Revenue Code, any person, including corporations, partnerships, individuals, estates and trusts, who is required to file 250 or more information returns must file such returns magnetically/electronically. Payers required to file on magnetic media or electronically must complete Form 4419 to receive authorization to file.

*Affected Public:* Private Sector: Businesses or other for-profits.

*Estimated Total Burden Hours:* 6,500.

*OMB Number:* 1545-1356.

*Type of Review:* Extension without change of a currently approved collection.

*Title:* TD 8725—Miscellaneous Sections Affected by the Taxpayer Bill of Rights 2 and the Personal Responsibility and Work Opportunity Reconciliation Act of 1996.

*Abstract:* This document contains final regulations relating to joint returns, property exempt from levy, interest, penalties, offers in compromise, and the awarding of costs and certain fees. The regulations reflect changes to the law made by the Taxpayer Bill of Rights 2 and a conforming amendment made by the Personal Responsibility and Work Opportunity Reconciliation Act of 1996. The regulations affect taxpayers with respect to filing of returns, interest, penalties, court costs, and payment, deposit, and collection of taxes.

*Affected Public:* Individuals or Households.

*Estimated Total Burden Hours:* 86.

*OMB Number:* 1545-1685.

*Type of Review:* Extension without change of a currently approved collection.

*Title:* TD 9046—Tax Shelter Disclosure Regulations.

*Abstract:* These regulations finalize the rules relating to the filing by certain taxpayers of a disclosure statement with their Federal tax returns under section 6011(a), the rules relating to the registration of confidential corporate tax shelters under section 6111(d), and the rules relating to the list maintenance requirements under section 6112. These regulations affect taxpayers participating in reportable transactions, persons responsible for registering confidential corporate tax shelters, and organizers and sellers of potentially abusive tax shelters.