

a vessel that meets the eligibility requirements of 46 U.S.C. § 53102(b). Priority for the award of Operating Agreements under the amended 46 U.S.C. § 53103(c) shall be on the basis of vessel type established by military requirements of SecDef. The military requirements established by SecDef, through the United States Transportation Command (USTRANSCOM), are provided below. As provided by the amended statute, after consideration of military requirements, priority for the award of Operating Agreements shall be given to applicants that are United States citizens under 46 U.S.C. § 50501.

Vessel Requirements

Acceptable vessels for this MSP Operating Agreement must meet the requirements of 46 U.S.C. § 53102(b) and 46 CFR § 296.11. In addition, the Commander, USTRANSCOM, has established Department of Defense general evaluation criteria on the military requirements for eligible MSP vessels. Priority consideration, consistent with the requirements of 46 U.S.C. § 53103(c), will be given to applications providing for enrollment of the following vessel types in order of priority:

1. Roll-on/Roll-off (RO/RO)
2. Tanker
3. Heavy Lift
4. Geared Containerships
5. All other vessel types will be considered after all applications for the above listed vessel types have been reviewed.

National Security Requirements

If an applicant is chosen to receive a MSP Operating Agreement the applicant will be required to enter into an Emergency Preparedness Agreement (EPA) pursuant 46 U.S.C. § 53107. The EPA shall be a document incorporating the terms of the Voluntary Intermodal Sealift Agreement (VISA), as approved by the Secretary and SecDef, or such other agreement as may be approved by the Secretaries.

Documentation

If a vessel is chosen to be the subject of an MSP Operating Agreement, and if such vessel is currently documented under a foreign register, such vessel must be documented in the United States under 46 U.S.C. Ch. 121 prior to being eligible for MSP payments. Further, proof of U.S. Coast Guard vessel documentation and all relevant charter and management agreements for

the chosen vessels, if any, must be approved by MARAD before the vessel will be eligible to receive MSP payments.

Payments

If an applicant is awarded an MSP Operating Agreement, the applicant will be eligible for payments in accordance with 46 U.S.C. § 53106 and 46 CFR § 296.41.

Vessel Operation

The vessels under an MSP Operating Agreement shall be operated exclusively in foreign commerce as defined in 46 U.S.C. § 53101(4) or in permissible mixed foreign commerce and domestic trade as provided by 46 U.S.C. § 53105(a)(1)(A).

U.S. Merchant Marine Academy Cadets (Midshipmen)

In the course of operation of the vessel, the MSP Operator shall agree to carry contemporaneously up to two U.S. Merchant Marine Academy midshipmen upon request.

Award

No guarantee is provided that MARAD will award any MSP Operating Agreements in response to applications submitted under this Notice. In the event that no awards are made or an application is not selected for an award, the applicant will be provided a written reason why the application was denied, consistent with the requirements of 46 U.S.C. § 53103(c).

(Authority: 49 CFR Sections 1.92 and 1.93)

By Order of the Maritime Administrator.

Dated: November 23, 2015.

Jay R. Gordon,

Acting Secretary, Maritime Administration.

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DEPARTMENT OF TRANSPORTATION

Pipeline and Hazardous Materials Safety Administration

Hazardous Materials: Notice of Application for Modification of Special Permit

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

ACTION: List of Application for Modification of Special Permits

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 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 modification of special permits (*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 application for special permits to facilitate processing.

DATES: Comments must be received on or before December 14, 2015.

Address Comments To: Record Center, Pipeline and Hazardous Materials Safety 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 special permit number.

FOR FURTHER INFORMATION CONTACT:

Ryan Paquet, Director, Office of Hazardous Materials Approvals and Permits Division, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, East Building, PHH-30, 1200 New Jersey Avenue Southeast, Washington, DC 20590-0001, (202) 366-4535.

Copies of the applications are available for inspection in the Records Center, East Building, PHH-30, 1200 New Jersey Avenue Southeast, Washington, DC or at <http://regulations.gov>.

This notice of receipt of applications for modification of special permit is published in accordance with Part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5117(6); 49 CFR I.53(b)).

Issued in Washington, DC, November 4, 2015.

Don Burger,

Chief, General Approvals and Permits.

| Application No. | Docket No. | Applicant | Regulation(s) affected | Nature of permit thereof |
|-------------------------------------|------------|---|-----------------------------------|---|
| MODIFICATION SPECIAL PERMITS | | | | |
| 7765-M | | Carleton Technologies, Inc., Orchard Park, NY. | 49 CFR 173.302(a)(4); 175.3 | To modify the special permit to authorize a competent internal Carleton inspector to perform the required duties outlined in § 178.35(c). |
| 12399-M | | Linde Gas, North America LLC., Murray Hill, NJ. | 49 CFR 180.209 | To modify the special permit to authorize DOT Specification 3AL cylinders made of 6351-T6 aluminum to be requalified by ultrasonic examination and eddy current examination in accordance with 49 CFR Appendix C to Part 180. |
| 12562-M | | Taeyang Corporation, Chung Nam. | 49 CFR 173.304(d)(3)(ii) | To modify the special permit to authorize additional Division 2.1 hazardous materials, add an additional inside container design, mark each container "DOT-SP 12562" instead of "DOTE-12562" and company name change. |
| 13192-M | | Thomas Gray & Associates, Inc., Orange, CA. | 49 CFR 173.12(b) | To modify the special permit to authorize transportation of radioactive materials. |

| Application No. | Docket No. | Applicant | Regulation(s) affected | Nature of permit thereof |
|-------------------------------------|------------|--|--|--|
| MODIFICATION SPECIAL PERMITS | | | | |
| 14206-M | | Digital Wave Corporation, Centennial, CO. | 49 CFR 172.203(a), 172.301(c), and 180.205. | To modify the special permit to add DOT Specification 3AX, 3AAX cylinders and 3T tubes which exceed 125 lbs water capacity for requalification by ultrasonic examination once every ten years. |
| 14625-M | | KIK Piedmont LLC, Gainesville, GA. | 49 CFR 173.306(a)(3)(v) | To modify the special permit to allow an additional DOT Specification 2Q aluminum non-refillable inside container. |
| 16361-M | | The University of Cincinnati, Cincinnati, OH. | 49 CFR 173.196 | To modify the special permit to eliminate the requirement for the transport vehicle to be equipped with an environmental control backup system capable of turning on power to maintain a temperature of at -30 degrees Celsius or below. |
| 16490-M | | William T. Poe & Associates Inc. d/b/a Explosive Service International, Baton Rouge, LA. | 49 CFR 176.63; 176.83; 176.116(e); 176.116(e); 176.120; 176.137(a)(7); 176.138(b); 176.144(e); 176.145(b); 176.164(e); 176.178(b). | To modify the special permit originally issued on an emergency basis to authorize an additional two years. |

| Application No. | Docket No. | Applicant | Regulation(s) affected | Nature of permit thereof |
|-------------------------------------|------------|---|--|--|
| MODIFICATION SPECIAL PERMITS | | | | |
| 16492-M | | Construction Helicopters, Inc., Howell, MI. | 49 CFR 172.101 Hazardous Materials Table Column (9B), Subpart C of Part 172, 172.301(c), 172.302(c), 173.27(b)(2), 175.30, Part 178. | To modify the special permit to remove the provision "training or qualification of a new crew member will not take place during the execution of this special permit." |