

## NEW SPECIAL PERMIT APPLICATIONS—Continued

| Application number | Applicant                                    | Reason for delay | Estimated date of completion |
|--------------------|----------------------------------------------|------------------|------------------------------|
| 14457-N .....      | Ambrol Alfa Metalomecanica SA Portugal ..... | 4                | 09-30-2007                   |
| 14436-N .....      | BNSF Railway Company Topeka, KS .....        | 4                | 09-30-2007                   |
| 14402-N .....      | Lincoln Composites Lincoln, NE .....         | 1                | 12-31-2007                   |

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BILLING CODE 4910-60-M

## DEPARTMENT OF TRANSPORTATION

## Pipeline and Hazardous Materials Safety Administration

Office of Hazardous Materials Safety;  
Notice of Applications for Modification  
of Special Permit

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

**ACTION:** List of applications for modification of special permit.

**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 application 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. Request of modifications 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. There applications have been separated from the new application for special permits to facilitate processing.

**DATES:** Comments must be received on or before August 6, 2007.

*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:**

Copies of the applications are available for inspection in the Records Center, Nassif Building, 400 7th Street SW., Washington, DC or at <http://dms.dot.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(b); 49 CFR 1.53(b)).

Issued in Washington, DC, on July 9, 2007.

**Delmer Billings,**

*Director, Special Permits & Approvals Programs, Office of Hazardous Materials, Special Permits & Approvals.*

## MODIFICATION SPECIAL PERMITS

| Application No. | Docket number | Applicant                                           | Regulation(s) affected                                                                                       | Nature of special permit thereof                                                                                                                                     |
|-----------------|---------------|-----------------------------------------------------|--------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 5022-M .....    | .....         | Alliant Techsystems, Inc., Elkton, MD.              | 49 CFR 174.101(L); 174.104(d); 174.112(a); 177.834(1)(1).                                                    | To modify the special permit to authorize the transportation in commerce of additional Division 1.2 hazardous materials.                                             |
| 7657-M .....    | .....         | Welker Engineering Company, Sugar Land, TX.         | 49 CFR 173.302(a)(1); 173.304(a)(1); 173.304(b)(1); 175.3; 173.201; 173.202; 173.203.                        | To modify the special permit to authorize the transportation in commerce of additional Division 2.1 gases and to authorize a change in the material of construction. |
| 10964-M .....   | .....         | Kidde Aerospace & Defense.                          | 49 CFR .....                                                                                                 | To modify the special permit to authorize                                                                                                                            |
| 11054-M .....   | .....         | Welker Engineering Company, Sugar Land, TX.         | 49 CFR 178.36 Subpart C                                                                                      | To modify the special permit to authorize a change in the material of construction.                                                                                  |
| 11592-M .....   | .....         | Amtrol Inc., West Warwick, RI.                      | 49 CFR 173.306(g) .....                                                                                      | To modify the special permit to authorize the transportation in commerce of additional Division 2.2 gases.                                                           |
| 12412-M .....   | 1999-5797     | Cincinnati Pool Management, Inc., West Chester, OH. | 49 CFR 177.834(h); 172.203(a); 172.302(c).                                                                   | To modify the special permit to allow for filling of an IBC without removing it from the motor vehicle on which it is transported while on private property.         |
| 12531-M .....   | .....         | Worthington Cylinder Corporation, Columbus, OH.     | 49 CFR 173.302(a); 173.304(a); 173.304(d); 178.61(b); 178.61(f); 178.61(g); 178.61(k); 178.61(i); 178.61(k). | To modify the special permit to authorize additional packing groups for already authorized hazardous materials.                                                      |
| 13027-M .....   | .....         | Hernco Fabrication & Services, Midland, TX.         | 49 CFR 173.241; 173.242                                                                                      | To modify the special permit to authorize the transportation in commerce of additional Division 3 and 8 hazardous materials in non-DOT specification portable tanks. |

## MODIFICATION SPECIAL PERMITS—Continued

| Application No. | Docket number | Applicant                                     | Regulation(s) affected      | Nature of special permit thereof                                                                                                                                                                                                                                                                    |
|-----------------|---------------|-----------------------------------------------|-----------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 14466-M .....   | .....         | Alaska Pacific Powder Company, Anchorage, AK. | 49 CFR 172.101 Column (9B). | To modify the special permit to allow the transportation in commerce of additional 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. |

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BILLING CODE 4909-60-M

## DEPARTMENT OF TRANSPORTATION

## Surface Transportation Board

[STB Ex Parte No. 670]

## Establishment of a Rail Energy Transportation Advisory Committee

**AGENCY:** Surface Transportation Board.**ACTION:** Notice of establishment of Federal Advisory Committee.

**SUMMARY:** As required by section 9(a)(2) of the Federal Advisory Committee Act (FACA), 5 U.S.C. App., the Surface Transportation Board (Board), hereby gives notice that, following consultation with the General Services Administration, the Board is creating a Rail Energy Transportation Advisory Committee (RETAC). RETAC will provide advice and guidance to the Board, and serve as a forum for discussion of emerging issues, regarding the transportation by rail of energy resources, particularly, but not necessarily limited to, coal, ethanol and other biofuels. The Board is also requesting suggestions for candidates for membership on RETAC.

**DATES:** Suggestions of candidates for membership on RETAC are due August 9, 2007.

**ADDRESSES:** Suggestions may be submitted either via the Board's e-filing format or in the traditional paper format. Any person using e-filing should attach a document and otherwise comply with the instructions at the E-FILING link on the Board's Web site, at: <http://www.stb.dot.gov>. Any person submitting a filing in the traditional paper format should send an original and 10 copies to: Surface Transportation Board, Attn: STB Ex Parte No. 670, 395 E Street, SW., Washington, DC 20423-0001.

**FOR FURTHER INFORMATION, CONTACT:** Scott M. Zimmerman at 202-245-0202. [Assistance for the hearing impaired is available through the Federal

Information Relay Service (FIRS) at 1-800-877-8339.]

**SUPPLEMENTARY INFORMATION:** The Board, created by Congress in 1996 to take over many of the functions previously performed by the Interstate Commerce Commission, exercises broad authority over transportation by rail carriers, including regulation of railroad rates and service (49 U.S.C. 10701-10747, 11101-11124), as well as the construction, acquisition, operation, and abandonment of rail lines (49 U.S.C. 10901-10907) and railroad line sales, consolidations, mergers, and common control arrangements (49 U.S.C. 10902, 11323-11327).

The Board views the reliability of the nation's energy supply as crucial to this nation's economic and national security, and the transportation by rail of coal and other energy resources as a vital link in the energy supply chain. The Board is establishing RETAC as an advisory committee consisting of a balanced cross-section of energy and rail industry stakeholders to provide independent, candid policy advice to the Board and to foster open, effective communication among the affected interests on issues such as rail performance, capacity constraints, infrastructure planning and development, and effective coordination among suppliers, carriers, and users of energy resources. RETAC shall function solely as an advisory body, and will comply with the provisions of FACA and its implementing regulations.

On March 9, 2007, the Board issued a decision announcing its proposal to establish a rail energy transportation advisory committee and soliciting public comment on the advisability of establishing such a committee, the size and composition of the committee, and the scope of its mandate. In response, comments were received from more than two dozen parties, including rail carriers, energy producers, trade associations, and others. Based on its review of those comments and consultation with the General Services Administration, the Board has decided to establish RETAC and has developed a charter to govern its operation.

RETAC will be balanced and representative of interested and affected parties, and will consist of not less than: 5 representatives from the Class I railroads, 3 representatives from Class II and III railroads, 3 representatives from coal producers, 5 representatives from electric utilities (including at least one rural electric cooperative and one state- or municipally-owned utility), 4 representatives from biofuel refiners, processors, or distributors, or biofuel feedstock growers or providers, and 2 representatives from private car owners, car lessors, or car manufacturers. RETAC may also include up to 3 members with relevant experience but not necessarily affiliated with one of the aforementioned industries or sectors. The Chairman of the Board may invite representatives from the U.S. Departments of Agriculture, Energy and Transportation and the Federal Energy Regulatory Commission to serve on RETAC in advisory capacities as *ex officio* (non-voting) members, and the three members of the Board shall serve as *ex officio* members of the Committee as well.

RETAC will meet at least two times per year; the Board anticipates that RETAC will meet in the fall of 2007. No honoraria, salaries, travel or per diem are available to members of the RETAC; however, reimbursement for travel expenses may be sought from the Board in cases of hardship.

Chairman Nottingham has appointed Scott M. Zimmerman, Acting Director of the Board's Office of Congressional and Public Services, to serve as the agency's liaison to RETAC. Suggestions for members of RETAC should be submitted in letter form, identifying the name of the candidate; evidence of the interests the candidate will represent; and a representation that the candidate is willing to serve a two-year term as a member of the RETAC. Suggestions for candidates for membership on the RETAC should be submitted to the Board by August 9, 2007.

Copies of the RETAC charter will be available from the Board's contractor, ASAP Document Solutions (mailing