NEW EXEMPTIONS—Continued

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
12945–N		Duratek, Columbia, SC	49 CFR 173.403, 173.427.	To authorize the one-time transportation in commerce of one pressurizer and five steam generators to be classed as surface contaminated objects with radioactive material, Class 7. (Modes 1, 3.)
12946–N		Baker Atlas, Houston, TX	49 CFR 173.304, 173.40	To authorize the one-time transportation in commerce of 60 non-DOT specification cylinders for disposal containing chlorine trifluoride, Division 2.3, subsidiary hazards 5.1, 8 PIH Zone B. (Mode 1.)
12949–N		Railway Progress Institute, Inc., Alexandria, VA.	49 CFR 172.302(c), 173.203(a), 173.22(a) & (b), 179.100–20(a), 179.200–24(a) & (b), 179.201–10(a), 179.220–25.	To authorize the transportation in commerce of rail cars with alternative specification plates for use in transporting various hazardous materials. (Mode 2.)
12950–N		Walnut Industries, Inc., Bensalem, PA.	49 CFR 172.203(a), 172.301(c), 176.76(a)(4).	To authorize the manufacture, marking, sale and use of metal or plastic 55 gallon drums of various hazardous materials overpacked in freight container of transport vehicle using a fabric restraint dunnage system. (Mode 3.)
12951–N		Borden Chemical Co., Missoula, MT.	49 CFR 174.67(i) & (j)	To authorize rail cars to remain connected while standing without the physical presence of an unloader. (Mode 2.)
12953–N	RSPA–02–11835	Westinghouse Electric Company, Pittsburgh, PA.	49 CFR 173.453(d)	To authorize the transportation in commerce of packages of fissile material that exceed the quantities presently authorized. (Modes 1, 2.)
12955–N		Air Cruisers Company, Belmar, NJ.	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.)
12956–N	RSPA–02–11834	Frazee Industries, Incorporated, San Diego, CA.	49 CFR 172.200	To authorize the transportation in commerce of combination packagings of 1 gallon and 5 gallon steel containers without overpac or shipping papers from the manufacturing facility to the distribution center. (Mode 1.)
12960–N	RSPA–02–11832	International Fuel Cells, South Windsor, CT.	49 CFR 172.200, 172.300, 172.400.	To authorize the transportation in commerce of fuel cells containing small amount of hazardous materials to be shipped without being subject to the HMR. (Modes 1, 4.)

[FR Doc. 02–6822 Filed 3–20–02; 8:45 am]

BILLING CODE 4910–60–M

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 April 5, 2002.

ADDRESSES: 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. In confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the exemption 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 exemptions 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 March 15, 2002.

R. Ryan Posten,

Exemptions Program Officer, Office of Hazardous Materials Exemptions and Approvals.

Application No.	Docket No.	Applicant	Modification of exemption
4453–M		Dyno Nobel, Inc., Salt Lake City, UT (See Footnote 1)	4453
7765–M		Carleton Technologies, Inc., Orchard Park, NY (See Footnote 2)	7765
8439–M		Kidde Aerospace, Wilson, NC (See Footnote 3)	8439
8451–M		Olin Corporation, Winchester Group, East Alton, IL (See Footnote 4)	8451
8495–M		Kidde Aerospace, Wilson, NC (See Footnote 5)	8495
8723–M		Dyno Nobel, Inc., Salt Lake City, UT (See Footnote 6)	8723
10427–M		Astrotech Space Operations, Inc., Titusville, FL (See Footnote 7)	10427
10751–M		Dyno Nobel, Inc., Salt Lake City, UT (See Footnote 8)	10751
10929–M		Ashland Inc., Columbus, OH (See Footnote 9)	10929
11401–M		Agilent Technologies, Inc., Santa Clara, CA (See Footnote 10)	11401
11579–M		Dyno Nobel, Inc., Salt Lake City, UT (See Footnote 11)	11579
12102–M	RSPA–98–4005	Clean Harbors Environmental Services, Inc., Braintree, MA (See Footnote 12)	12102
12818–M	RSPA–01–10519	HRD Aero Systems Inc., Valencia, CA (See Footnote 13)	12818

[1] To modify the exemption to authorize the transportation of additional Division 1.5D liquid blasting explosives in non-DOT specification bulk cargo tanks, trailers and motor vehicles.
[2] To modify the exemption to authorize the use of an additional non-DOT specification cylinder bottle assembly unit for the transportation of Division 2.2 materials.
[3] To modify the exemption to authorize the transportation of an additional Division 2.2 material in non-DOT specification cylinders.
[4] To modify the exemption to authorize an alternative outer packaging for the transportation of not more than 25 grams of explosive or pyrotechnic materials classed as Division 1.4E.
[5] To modify the exemption to authorize an alternate maintenance and inspection program for the non-DOT specification cylinders to permit a 14-year hydrostatic test period.
[6] To modify the exemption to authorize the transportation of additional Division 1.5D liquid blasting explosives in non-DOT specification bulk cargo tanks, trailers and motor vehicles.
[7] To modify the exemption to authorize two additional launch vehicles that will utilize their fairing for packaging of spacecrafts during transport and a quantity increase of several hazardous materials contained in the ''flight-ready'' spacecraft.
[8] To modify the exemption to authorize the transportation of Division 1.5D liquid blasting explosives in non-DOT specification bulk cargo tanks, trailers and motor vehicles.
[9] To modify the exemption to authorize the transportation of additional Class 3 materials in DOT Specification tank cars.
[10] To modify the exemption to authorize an increase from 6 grams to a maximum of 9 grams of cesium in the inner cylinder device.
[11] To modify the exemption to authorize the transportation of additional Division 1.5D liquid blasting explosives in non-DOT specification cargo tanks.
[12] To modify the exemption to authorize for-hire contract carriers the ability to transport certain unapproved Class 1 desensitized explosive materials by motor vehicle and cargo vessel.
[13] To reissue the exemption originally issued on an emergency basis for the transportation of certain foreign non-DOT specification steel cylinders used as components (fire extinguishers) in aircraft.

[FR Doc. 02–6823 Filed 3–20–02; 8:45 am]
BILLING CODE 4910–60–M

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Docket No. AB–6 (Sub–No. 392X]

The Burlington Northern and Santa Fe Railway Company—Abandonment Exemption—in Flathead County, MT

The Burlington Northern and Santa Fe Railway Company (BNSF) has filed a verified notice of exemption under 49 CFR Part 1152 Subpart F—*Exempt Abandonments* to abandon a 3.60-mile line of railroad between milepost 1227.58 and milepost 1231.18, in Kalispell, Flathead County, MT. (line). The line traverses United States Postal Service Zip Code 59901.

BNSF has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic to be rerouted; (3) no formal complaint filed by a user of rail service on the line (or by a state or local government agency acting on behalf of such user) regarding cessation of service over the line either is pending with the Surface Transportation Board (Board) or any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 49 CFR 1105.11 (transmittal letter), 49 CFR 1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen,* 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10502(d) must be filed. Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on April 20, 2002,[1] unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,[2] formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),[3] and trail use/rail banking requests under 49 CFR 1152.29 must be filed by April 1, 2002. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by April 10, 2002, with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423–0001.

A copy of any petition filed with the Board should be sent to BNSF's representative: Michael Smith, Esq., Freeborn & Peters, 311 S. Wacker Drive, Suite 3000, Chicago, IL 60606–6677. If the verified notice contains false or misleading information, the exemption is void *ab initio.*

[1] While BNSF initially indicated a proposed consummation date of April 19, 2002, consummation may not take place prior to April 20, 2002 (50 days after the March 1, 2002 filing date of the verified notice). BNSF's representative has subsequently confirmed that consummation cannot occur before April 20, 2002.

[1] The Board will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Board's Section of Environmental Analysis (SEA) in its independent investigation) cannot be made before the exemption's effective date. *See Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for a stay should be filed as soon as possible so that the Board may take appropriate action before the exemption's effective date.

[3] Each offer of financial assistance must be accompanied by the filing fee, which currently is set at $1,000. *See* 49 CFR 1002.2(f)(25). This fee is scheduled to increase to $1,100, effective April 8, 2002.