

November 12, 1985). The NCIC receives reports on all thefts.

The NCIC data reported by GM showed that the Camaro, Firebird, DeVille/Fleetwood, Seville and Eldorado theft rates (per thousand vehicles) by Model Year were: For MY 1986, 29.49 for the Camaro, 27.83 for the Firebird, 7.11 for the DeVille/Fleetwood, 1.71 for the Seville and 2.27 for the Eldorado; for MY 1987, 26.03 for the Camaro, 30.14 for the Firebird, 6.16 for the DeVille/Fleetwood, 9.24 for the Seville and 3.90 for the Eldorado; for MY 1988, 25.74 for the Camaro, 29.39 for the Firebird, 7.91 for the DeVille/Fleetwood, 9.54 for the Seville and 3.16 for the Eldorado; for MY 1989, 8.69 for the Camaro, 9.00 for the Firebird, 5.57 for the DeVille/Fleetwood, 8.31 for the Seville and 2.35 for the Eldorado; for MY 1990, 9.04 for the Camaro, 8.04 for the Firebird, 3.85 for the DeVille/Fleetwood, 9.43 for the Seville and 2.44 for the Eldorado; for MY 1991, 7.80 for the Camaro, 6.37 for the Firebird, 4.06 for the DeVille/Fleetwood, 7.95 for the Seville and 2.83 for the Eldorado.

GM believes that based on the reduced theft rates of its PASS-Key and PASS-Key II equipped car lines and the proven theft-deterrence success of transponder electronics security, the PASS-Key III device to be introduced on the MY 1997 Buick Park Avenue is likely to be more effective in reducing and deterring motor vehicle theft than compliance with the parts marking requirements of 49 CFR Part 541.

The agency believes that there is substantial evidence indicating that the modified antitheft device to be installed as standard equipment on the MY 1997 Buick Park Avenue car line will likely be as effective in reducing and deterring motor vehicle theft as compliance with the requirements of the Theft Prevention Standard (49 CFR Part 541). This determination is based on the information that GM submitted with its petition and on other available information. The agency believes that the modified device will continue to provide the types of performance listed in Section 543.6(a)(3): promoting activation; attracting attention to unauthorized entries; preventing defeat or circumventing of the device by unauthorized persons; preventing operation of the vehicle by unauthorized entrants; and ensuring the reliability and durability of the device.

As required by 49 CFR Section 543.6(a)(4), the agency also finds that GM has provided adequate reasons for its belief that the modified antitheft device will reduce and deter theft. This conclusion is based on the information GM provided on its PASS-Key III device. This information included a description of reliability and functional tests conducted by GM for the PASS-Key III antitheft device and its components.

For the foregoing reasons, the agency hereby exempts the Buick Park Avenue car line, which is the subject of this notice, in whole, from the requirements of 49 CFR Part 541.

Section 543.9(h)(2)(i), specifically reads, “* * * an exemption under this section takes effect on the first day of the model year following the model year in which NHTSA issued the modification decision.” Therefore, since the agency is issuing its decision on the General Motors Corporation modification during model year 1996, the modification for the Buick Park Avenue car line becomes effective beginning with Model Year 1997.

If, in the future, GM decides not to use the exemption for the car line that is the subject of this notice, it should formally notify the agency. If such a decision is made, the car line must be fully marked according to the requirements under 49 CFR Section 541.5 and Section 541.6 (marking of major component parts and replacement parts).

NHTSA notes that if GM wishes in the future to modify the device on which this exemption is based, it may have to submit a petition to modify the exemption. Part 543.7(d) states that a Part 543 exemption applies only to vehicles that belong to a line exempted under this part and equipped with the antitheft device on which the line's exemption is based. Further, Section 543.9(c)(2) provides for the submission of petitions “(t)o modify an exemption to permit the use of an antitheft device similar to but differing from the one specified in that exemption.”

The agency wishes to minimize the administrative burden which section 543.9(c)(2) could place on exempted vehicle manufacturers and itself. The agency did not intend in drafting Part 543 to require the submission of a modification petition for every change to the components or design of an antitheft device. The significance of many such changes could be de

minimis. Therefore, NHTSA suggests that if the manufacturer contemplates making any changes the effects of which might be characterized as de minimis, it should consult the agency before preparing and submitting a petition to modify.

Authority: 49 U.S.C. 33106; delegation of authority at 49 CFR 1.50.

Issued on: May 17, 1996.

Barry Felrice,

Associate Administrator for Safety Performance Standards.

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Research and Special Programs Administration

Office of Hazardous Materials Safety; Notice of Applications for Exemptions

AGENCY: Research and Special Programs Administration, DOT.

ACTION: List of applicants for 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. Each mode of transportation for which a particular exemption is requested is indicated 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.

DATES: Comments must be received on or before (30 days after publication).

ADDRESS COMMENTS TO: Dockets Unit, 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 application number.

FOR FURTHER INFORMATION CONTACT:

Copies of the applications are available for inspection in the Dockets Unit, Room 8426, Nassif Building, 400 7th Street, SW., Washington, DC.

NEW EXEMPTIONS

Application	Applicant	Regulations(s) affected	Nature of exemption thereof
1167-N	Chaparral, Inc., Lubbock, TX	49 CFR 171.11, 172.101, 172.204(c)(3), 173.27, 175.30(a)(1), 175.320(b), Part 107 Appendix B.	To authorize the transportation in commerce of Division 1 explosives presently forbidden or in quantities greater than those authorized for shipment by air. (Mode 4.)
11678-N	Air Transport Association, Washington, DC.	49 CFR 172.200, 172.201, 172.202, 172.203, 172.204, 172.300, 172.301, 172.415, 172.600-604, 173.29 & 175.33.	To authorize the transportation in commerce of DOT approved cylinders, not to exceed 7.5 cu. ft., used in connection with calibration devices for alcohol testing units for flight crews, containing Division 2.2. material to be transported without required marking, labelling, shipping paper, and notification of pilot in command. (Modes 4, 5.)
11679-N	Dorbyl Engineering, Container Division (DHE), Republic of South Africa.	49 CFR 178.245-1(b)	To authorize the manufacture, mark and sale of non-DOT specification portable tanks, mounted in ISO frames, to be used for the transportation in commerce of Division 2.1., 2.2 and 2.3 material. (Modes 1, 2, 3.)
11680-N	Citergaz SA, 86 400 Civray, FR	49 CFR 178.245-1(b)	To authorize the manufacture, mark and sale of non-DOT specification portable tank containers similar DOT specification 51 equipped with openings in areas other than on the top or at the end for use in transporting gases in Division 2.1 and 2.2. (Modes 1, 2, 3.)
11681-M	Citergaz SA, 86 400 Civray, FR	49 CFR 178.245-1(b)	To authorize the manufacture, mark and sale of non-DOT specification portable tank comparable to DOT Specification 51, except for the location of the openings to be used for the transportation in commerce of certain Division 2.1 and 2.2 gases. (Modes 1, 2, 3.)
11682-N	Cryolor, Argancy, 57365 Ennery—France.	49 CFR 178.338-2 (a)&(e)	To authorize the transportation in commerce of a vacuum insulated, non-DOT specification portable tank permanently fitted within an ISO frame for the use in transporting certain refrigerated liquid, Division 2.2. (Modes 1, 2, 3.)
11686-N	Bridgeview, Inc., Morgantown, PA	49 CFR 171.8, 172.101(8.c), 173.197	To authorize the transportation in commerce of regulated medical waste in plastic bags in non-DOT specification steel roll-off containers as outer packaging. (Mode 1.)
11687-N	Tri-Tank Corp., Syracuse, NY	49 CFR 178.245-6	To authorize the transportation in commerce of non-DOT specification 51 cargo tank with specification plate located on the sideshell for use in transporting Class 8 material. (Mode 1.)
11690-N	CP Industries, Inc., McKeesport, PA	49 CFR 178.45-2(b)	To authorize the manufacture, mark and sale of 3T cylinder in sizes smaller than 1000 lbs. capacity for use in transporting various non-liquefied and liquefied compressed gases Division 2.1 and 2.2. (Mode 1.)
11691-N	PepsiCo International, Valhalla, NY ...	49 CFR 176.331, 176.800(a), 176.83(d).	To authorize the transportation in commerce of various classes of hazardous materials and foodstuffs to be exempt from segregation requirements during vessel stowage. (Mode 3.)
11692-N	SCM Technologies, Tilbury, OR	49 CFR 173.301, 173.302, 173.304, 175.3, 178.45.	To authorize the manufacture, mark and sale of a non-DOT specification cylinder similar to DOT 3T, except with a lower minimum allowable wall thickness for use in transporting certain Division 2.1, 2.2, and 2.3 material. (Modes 1, 2, 3, 4.)
11693-N	Kemin Industries, Inc., Des Moines, IA.	49 CFR 173.218(c)	To authorize the bulk transportation by vessel, in freight containers, of fishmeal treated with NATUROX instead of ethoxyqui, Division 4.2. (Mode 3.)
11697-N	Department of Defense, Falls Church, VA.	49 CFR 176.116	To authorize an alternative stowage method for MSC chartered LASH type vessels to carry Division 1 explosives in LASH barges within 10 feet of machinery spaces under certain conditions. (Mode 3.)

This notice of receipt of applications for new 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 May 15, 1996.

J. Suzanne Hedgepeth,

Director, Office of Hazardous Materials Exemptions and Approvals.

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Office of Hazardous Materials Safety, Notice of Applications for Modification of Exemptions or Applications To Become a Party to an Exemption

AGENCY: Research and Special Programs Administration, DOT.

ACTION: List of applications for modification of exemptions or applications to become a party to an exemption.

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. Application numbers with the suffix "P" denote a party to request. These applications have been separated from the new applications for exemptions to facilitate processing.

DATES: Comments must be received on or before (15 days after publication).

ADDRESS COMMENTS TO: Dockets Unit, 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 Dockets Unit, Room 8426, Nassif Building, 400 7th Street SW., Washington, DC.

Applica-tion No.	Applicant	Renewal of ex-emption
9413-M	EM Science, Cin-cinnati, OH (See Footnote 1).	9413
9926-M	Implementos Agrícolas, Gomez Palacio, DGO, MX (See Foot-note 2).	9926
10798-M	Olin Corp., Stamford, CT (See Footnote 3).	10798
11227-M	Western Atlas Inter-national, Houston, TX (See Footnote 4).	11227
11658-M	AFR Arbel Fauvet Rail, Douai, France (See Footnote 5).	11658
11661-M	AFR Arbel Fauvet Rail, (See Footnote 6).	11661

(1)To modify the exemption to provide for rail as an additional mode of transportation for use in transporting chemical kits.

(2)To modify the exemption to increase the service pressure to 2200 psi for non-DOT specification cylinders manufactured in accord-ance with DOT-39 specification except for material of construction.

(3)To modify the exemption to provide for the unloading of several additional classes of hazardous material from tank cars while con-nections are attached when no product is being transferred.

(4)To modify the exemption to provide for an additional power device, Division 1.4C, in specially designed vehicles and offshore tool pallets.

(5)To reissue exemption originally issued on an emergency basis to authorize the transpor-tation in commerce of certain Division 2.1 and 2.2 gases in non-DOT specification IMO Type 5 portable tanks which are comparable to DOT specification 51 except the tank has bot-tom outlets.

(6)To reissue the exemption originally is-sued on an emergency basis to authorize the manufacture, marking and sale of non-DOT specification portable tanks for the transpor-tation of refrigerant gases. Tanks meet DOT Specification 51 except for location of open-ings.

Applica-tion No.	Applicant	Parties to ex-emption
7835-P	Praxair Distribution, Inc., Austin, TX.	7835
8451-P	Action Manufacturing Company, Philadel-phia, PA.	8451
8554-P	Evenson Explosives, LLC, Morris, IL.	8554
9275-P	SmithKline Beecham, King of Prussia, PA.	9275
9275-P	Ohmeda, Inc., Liberty Corner, NJ.	9275
9273-P	Seacoast Ocean Serv-ices, Incorporated, Portland, ME.	9723

Applica-tion No.	Applicant	Parties to ex-emption
9769-P	Laidlaw Environmental Svcs. de Mexico, SA de C.V., Columbia, SC.	9769
9769-P	Laidlaw Environmental Services (Quebec), Ltd., Columbia, SC.	9769
9769-P	Laidlaw Environmental Services, Ltd., Co-lumbia, SC.	9769
9769-P	Laidlaw Environmental Services (Recovery), Inc., Columbia, SC.	9769
9769-P	Laidlaw Environmental Services of South Carolina, Columbia, SC.	9769
9769-P	Laidlaw Environmental Services of Bartow, Inc., Columbia, SC.	9769
9769-P	Laidlaw Environmental Services (WT), Inc., Columbia, SC.	9769
9769-P	Laidlaw Environmental Services of Chat-tanooga, Columbia, SC.	9769
9769-P	Municipal Services Corpotion, Inc., Co-lumbia, SC.	9769
9769-P	Solvent Service Com-pany, Inc., Columbia, SC.	9769
9769-P	Masters Wash Prod-ucts, Inc., Columbia, SC.	9769
9769-P	Clean Venture, Inc., Elizabeth, NJ.	9769
9769-P	Chemical Conservation Corporation, Or-lando, FL.	9769
10001-P	Tristate Airgas, Inc. d/b/a Randall-Graw Co., Inc., La Crosse, WI.	10001
10441-P	Superior Special Serv-ices, Inc., Port Washington, WI.	10441
10441-P	Environmental Options, Inc., Rocky Mount, VA.	10441
10751-P	Austin Powder Com-pany Cleveland, OH.	10751
10933-P	Environmental Options, Inc., Rocky Mount, VA.	10933
10933-P	Hydrocarbon Recy-clers, Inc., Columbia, SC.	10933
10996-P	Luna Tech, Inc., Owens Cross Roads, AL.	10996
11043-P	Superior Special Serv-ices, Inc., Port Washington, WI.	11043
11043-P	Chemical Conservation Corporation, Or-lando, FL.	11043
11055-P	Superior Special Serv-ices, Inc., Port Washington, WI.	11055