

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

Applica- tion No.	Applicant	Parties to ex- emption
11153-P	Chemical Conservation Corporation, Orlando, FL.	11153
11156-P	Buckley Powder Co. of Oklahoma, Inc., Mill Creek, OK.	11156
11373-P	P.B. & S. Chemical Company, Inc., Henderson, KY.	11373
11458-P	American Home Food Products, Inc., Milton, PA.	11458
11458-P	Prestone Products Corporation, Danbury, CT.	11458
11458-P	Sherwin-Williams Diversified Brands, Inc., Solon, Oh.	11458
11472-P	Industrial Solid Propulsion, Inc., Las Vegas, NV.	11472
11472-P	Aero Tech, Inc., Las Vegas, NV.	11472
11588-P	American Type Culture Collection, Rockville, MD.	11588
11588-P	Culver Enterprises, Inc., Salisbury, MD.	11588
11588-P	Safety Disposal System, Inc., Opa Locka, FL.	11588
11588-P	Health Care Incinerators, Fargo, ND.	11588
11588-P	GRP & Associates, Inc., Clear Lake, IA.	11588

This notice of receipt of applications for modification of exemptions and for party to an exemption is published in accordance with Part 107 of the Hazardous Materials Transportation 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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Surface Transportation Board ¹

[STB Finance Docket No. 32938]

Bootheel Regional Rail Corporation and Bootheel Rail Properties, Inc.—Acquisition and Operation Exemption—Burlington Northern Santa Fe Corporation

Bootheel Regional Rail Corporation (BRRC) and Bootheel Rail Properties,

¹ The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions to the Surface Transportation Board (Board). This notice relates to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 10901.

Inc. (BRPI), noncarriers, have filed a verified notice of exemption under 49 CFR 1150.31 for BRPI to acquire and BRRC to operate a 26.63-mile rail line (together with incidental and appendent branch line rights-of-way, now discontinued, and spur tracks) from the Burlington Northern Santa Fe Railroad as follows: (1) Branch Line between Hayti, MO, (milepost 212.73), and Kennett, MO, (milepost 230.00); (2) discontinued Branch Line right-of-way from Kennett, MO, (milepost 230.00), to Holcomb, MO, (milepost 233.15); (3) discontinued Branch Line right-of-way from Kennett, MO, (milepost 230.00), to Senath, MO, (milepost 233.52); (3) discontinued Piggott Stub Branch Line right-of-way, (milepost 222.19 to milepost 223.40); and (4) discontinued Branch Line from Hayti, MO, (milepost 212.90), to Caruthersville, MO, (milepost 214.38).

The transaction was to be consummated on or after May 8, 1996.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to reopen the proceeding 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 transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 32938, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on Allan A. Maki, Jr., Esq., 1563 Grandview Drive, Cape Girardeau, MO 63701-2223.

Decided: May 16, 1996.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams,

Secretary.

[FR Doc. 96-12830 Filed 5-21-96; 8:45 am]

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Surface Transportation Board ¹

[STB Finance Docket No. 32941]

Livonia, Avon & Lakeville Railroad Corp.—Acquisition and Operation Exemption—Steuben County Industrial Development Agency (19492)

Livonia, Avon & Lakeville Railroad Corp. (LAL), a Class III common carrier

¹ The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission (ICC) and transferred certain functions to the Surface Transportation Board (Board). This

by rail, has filed a verified notice under 49 CFR 1180.2(d)(2) to acquire the exclusive right to operate over Steuben County Industrial Development Authority's rail line (Subject Line) between milepost ±8.68 at Hammondsport and milepost ±0.85 at Bath,² and from that point (which is also designated as milepost ±285.10) to milepost ±311.30 at Wayland, a distance of approximately 34.03 route miles.

Consummation of the transaction was expected to occur on May 8, 1996, or soon thereafter.

LAL owns and operates a line of railroad between Rochester and Lakeville, NY. This transaction is exempt from the prior approval requirements of 49 U.S.C. 11323 because LAL states that: (1) The Subject Line does not connect with the existing rail lines of LAL; (2) the proposed transaction is not part of a series of anticipated transactions that would connect LAL's existing lines with the Subject Line; and (3) the transaction does not involve a Class I carrier.

Under 49 U.S.C. 10502(g), the Board may not use its exemption authority to relieve a rail carrier of its statutory obligation to protect the interests of its employees. Section 11326(c), however, does not provide for labor protection for transactions under sections 11324 and 11325 that involve only Class III rail carriers. Because this transaction involves Class III rail carriers only, the Board, under the statute, may not impose labor protective conditions for this transaction.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to reopen will not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 32941, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on

notice relates to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 11323.

² At the time the Steuben County Industrial Development Agency (SCIDA) obtained approval from the ICC to acquire the Subject Line, it did not seek the requisite authority to obtain that portion of the Subject Line between Bath and Hammondsport. See *Steuben County Industrial Development Agency and Champaigne Railroad, Inc.—Acquisition and Operation Exemption—Line of Consolidated Rail Corporation*, Finance Docket No. 32133 (ICC served Dec. 23, 1992). LAL indicates that SCIDA will be seeking a retroactive exemption for this acquisition in the near future.