

**Arguments Presented by Ford as to Why a Temporary Exemption Would Be in the Public Interest and Consistent With Objectives of Motor Vehicle Safety**

The windshield of the Lincoln Town Car BPS differs from those of armored vehicles produced by other manufacturers in that it will provide "a bullet resistant environment against rifle level threats," as contrasted with "handgun level" threats. According to Ford, "Customers, including certain agencies of the U.S. Government, have expressed a need for vehicles with this level of protection for vehicle occupants." Ford argued that its product will enhance the safety "for those individuals that are either government officials or certain other high profile individuals that are at a higher level of risk for terrorist attacks or assassination attempts." Orders have already been placed by the General Services Administration (GSA) on behalf of two government entities. To emphasize the minimal nature of the noncompliance, Ford enclosed a copy of its test report indicating passage of S4.2 using washer fluid, which has been placed in the docket.

**How You May Comment on Ford's Application**

If you would like to comment on the application, please do so in writing, in duplicate, referring to the docket and notice number, and mail to: Docket Management, National Highway Traffic Safety Administration, room PL-401, 400 Seventh Street, SW, Washington, DC 20590.

We shall consider all comments received before the close of business on the date indicated below. Comments are available for examination in the docket in room PL-401 both before and after that date, between the hours of 10 a.m. and 5 p.m. To the extent possible, we also consider comments filed after the closing date. We will publish our decision on the application, pursuant to the authority indicated below.

*Comment closing date:* August 21, 2003.

**Authority:** 49 U.S.C. 30113; delegations of authority at 49 CFR 1.50 and 501.4.

Issued on July 16, 2003.

**Stephen R. Kratzke,**  
*Associate Administrator for Rulemaking.*  
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**DEPARTMENT OF TRANSPORTATION**

**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 August 21, 2003.

**ADDRESS COMMENTS TO:** 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. 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 (See Docket Number) are available for inspection at the New Docket Management Facility, PL-401, at the U.S. Department of Transportation, Nassif Building, 400 75h Street, SW., Washington, DC 20590 or at <http://dms.dot.gov>.

This notice of receipt of applications for new 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 July 15, 2003.

**R. Ryan Posten,**  
*Exemptions Program Officer, Office of Hazardous Materials, Exemptions and Approvals.*

**NEW EXEMPTIONS**

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
13262-N .....	.....	Symmetricom, Inc., Beverly, MA.	49 CFR 172.400(a), 172.500, 173.211(a), 175.3.	To authorize the transportation in commerce of certain cesium devices consisting of an inner cylinder enclosed within an outer stainless steel, welded, hermetically sealed cylinder containing Division 4.3 hazardous materials. (modes 1, 2, 3, 4, 5)
13263-N .....	.....	Air Products & Chemical, Inc., Allentown, PA.	49 CFR 173.192, 173.201, 173.202, 173.203, 173.226, 173.227, 173.301(f), 173.302(a), 173.304a(a)(2).	To authorize the manufacture, mark, sale and use of non-DOT specification, full removable head salvage cylinders for use in overpacking damaged or leaking packages of pressurized and non-pressurized hazardous materials. (mode 1)
13264-N .....	.....	Trinity Manufacturing, Inc., Hamlet, NC.	49 CFR 172.101, Col 7, SP B14, 173.244.	To authorize the transportation in commerce of non-DOT specification portable tank mounted in an ISO frame that complies with the IMO Type 5 specification and built to ASME Code for use in transporting chloropicrin, Division 6.1. (modes 1, 3)
13265-N .....	.....	Aeropres Corporation Shreveport, LA.	49 CFR 173.315 .....	To authorize the transportation in commerce of dimethyl ether, in MC-331 cargo tanks with a minimum design pressure of 175 psig. (mode 1)
13266-N .....	.....	Luxfer Gas Cylinders Riverside, CA.	49 CFR 173.301(h), 173.302(a), 178.46(a)(4), 178.46(c)(i).	To authorize the manufacture, marking, sale and use of non-DOT specification hoop wrapped composite cylinder conforming to DOT FRP-2 for use in storing medical gases. (mode 1)

NEW EXEMPTIONS—Continued

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
13268-N .....	.....	Ciba Speciality Chemicals McIntosh, AL.	49 CFR 177.834(i)(3) ...	To authorize an alternative attendance requirement of cargo tanks during loading and unloading of various classes of hazardous materials. (mode 1)
13269-N .....	.....	Brenntag Mid-South, Inc., Henderson, KY.	49 CFR 173.301(f) .....	To authorize the one-way transportation in commerce of anhydrous ammonia in DOT specification cylinders equipped with emergency kits to prevent leakage during transportation. (mode 1)

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**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 August 6, 2003.

*Address Comments To:* 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. If 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 July 15, 2003.

**R. Ryan Posten,**  
*Exemptions Program Officer, Office of Hazardous Materials, Exemptions and Approvals.*

Application No.	Docket No.	Applicant	Modification of exemption
7041-M .....	.....	Albemarle Corporation, Baton Rouge, LA (See Footnote 1) .....	7041
8723-M .....	.....	Dyno Nobel, Inc., Salt Lake City, UT (See Footnote 2) .....	8723
8815-M .....	.....	Austin Powder Company, Cleveland, OH (See Footnote 3) .....	8815
10880-M ..	.....	Austin Powder Company, Cleveland, OH (See Footnote 4) .....	10880
10996-M ..	.....	Kosdon Enterprises, Ventura, CA (See Footnote 5) .....	10996
11494-M ..	.....	Atlantic Research Corp. (Auto Products Group), Knoxville, TN (See Footnote 6) .....	11494
12122-M ..	RSPA-98-4313	Atlantic Research Corp. (Auto Products Group), Knoxville, TN (See Footnote 7) .....	12122
12622-M ..	RSPA-01-8831	Atlantic Research Corp. (Auto. Products Group), Knoxville, TN (See Footnote 8) .....	12622
12677-M ..	RSPA-01-9375	Austin Powder Company, Cleveland, OH (See Footnote 9) .....	12677
12698-M ..	RSPA-01-9652	Integrated Environmental Services, Inc., Atlanta, GA (See Footnote 10) .....	12698

<sup>1</sup> To modify the exemption to authorize the transportation of a Division 4.2 and 4.3 material in non-DOT specification cargo tanks.

<sup>2</sup> To modify the exemption to authorize the transportation of an additional Division 5.1 material in motor vehicles and cargo tanks.

<sup>3</sup> To modify the exemption to authorize transportation by common or contract carrier of certain Division 1.5D explosives in a cement mixer type motor vehicle.

<sup>4</sup> To modify the exemption to authorize transportation by common or contract carrier of certain Division 1.1, 1.4 and 1.5 explosive materials in dedicated loads.

<sup>5</sup> To modify the exemption to authorize the transportation of a Division 1.4S material, when shipped in quantities and packagings authorized by the exemption.

<sup>6</sup> To modify the exemption to authorize the transportation of a Class 9 material in a non-DOT specification cylinder (pressure vessel) for use as a component of an automobile vehicle safety system.

<sup>7</sup> To modify the exemption to authorize transportation of a Class 9 material in a non-DOT specification cylinder (pressure vessel) for use as a component of an automobile vehicle safety system.

<sup>8</sup> To modify the exemption to authorize the transportation of a Class 9 material by contract carrier motor vehicle without the required shipping papers and placarding.

<sup>9</sup> To modify the exemption to authorize transportation by private carriage or contract carrier of certain Division 1.1, 1.4, 1.5, 5.1 and Class 8 materials.

<sup>10</sup> To modify the exemption to authorize transportation of a Class 4 material in a non-DOT specification salvage cylinder for overpacking damaged or leaking cylinders.