

currently operating seven EMB-120 airplanes under part 135 complying with the 7,500 pounds payload capacity limit. Ameriflight has accumulated over 18,000 hours of all-cargo operations in these airplanes. The FAA finds that an equivalent level of safety can be maintained because of Ameriflight's safe operation of this aircraft in all-cargo operations, use of a two pilot crew, use of a part 25 certificated airplane, newer technology and the conditions and limitations specified in this grant.

Third, in response to ALPA's comment that this exemption will result in airplanes moving from part 121 to part 135, the FAA finds that Ameriflight is somewhat unique in its circumstances. Although it is possible for some aircraft to move from 121 to 135 operations, this transition is limited by the total number of available EMB-120 aircraft and the number of EMB-120 aircraft configured for all-cargo operations. There are only two operators operating a total of three EMB-120 airplanes in all-cargo operations under part 121. Additionally, there are three operators, including Ameriflight, operating a total of 11 EMB-120 airplanes in an all-cargo operation under part 135. There is a limited population of airplanes that are, or could potentially be, retired from scheduled passenger service that could be reconfigured for use in an all-cargo operation. The FAA recognizes that other companies in similar situations could petition for an exemption; however, the FAA would consider each petition on its own merits.

Fourth, the FAA finds that if Ameriflight is "picking and choosing" the regulations it wishes to follow, it has done so judiciously. The maintenance, equipment, training and flight locality required by conditions and limitations in this grant of exemption will ensure the equivalency to part 121, supplemental operations. Ameriflight has conducted all-cargo operations for more than 36 years. It currently has a fleet comprised of 180 aircraft and has accumulated over 350,000 flight-hours under part 135. It currently has seven EMB-120 aircraft and has accumulated over 18,000 hours and 15,000 landings in those airplanes. This experience adds considerable merit to this grant of exemption.

Ameriflight cited as part of its petition the Recommendation Document

submitted by the Part 135/125 Review ARC. While that documentation has been formally sent to the FAA and is currently being reviewed, this grant of exemption stands on its own merit as presented by Ameriflight, not on the basis of the justification or recommendation for general rulemaking by the ARC.

**Proposed Conditions and Limitations**

1. Prior to conducting operations under this exemption, Ameriflight must obtain amended operations specifications that include this exemption.

2. Operations under this exemption are limited to EMB-120ER airplanes modified into dedicated freighters under STC00598WI, or Embraer's own factory-dedicated freighter conversion.

3. A copy of this exemption must be carried on board each EMB-120ER airplane operated under this exemption.

4. EMB-120ER airplanes operated under this exemption must be maintained in accordance with the maintenance requirements set forth in § 135.411(a)(2).

5. Ameriflight must institute a flight following program in accordance with § 121.125.

6. The increase in payload capacity, in excess of 7,500 pounds, is limited to 633 pounds. Ameriflight must compute the increase in weight, in excess of 7,500 pounds by determining the difference between the certificated Maximum Zero-Fuel Weight and the actual Empty Operating Weight plus crew weight.

7. All operations conducted under this exemption must be conducted with EMB-120ER airplanes that are equipped with an operable CVR, FDR, TCAS, GPWS, and autopilot.

8. Prior to conducting any operations under this exemption, Ameriflight must amend its approved training program, in a manner acceptable to its principal operations inspector, to include training with the additional equipment listed in Condition and Limitation No. 7 and any other differences.

Issued in Washington, DC on February 1, 2006.

**Thomas K. Toula,**

*Manager, Air Transportation Division.*

[FR Doc. 06-1087 Filed 2-6-06; 8:45 am]

**BILLING CODE 4910-13-P**

**DEPARTMENT OF TRANSPORTATION**

**Pipeline and Hazardous Materials Safety Administration**

**Office of Hazardous Materials Safety; Notice of Delays in Processing of Special Permit Applications**

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

**ACTION:** List of Application Delayed more than 180 days.

**SUMMARY:** In accordance with the requirements of 49 U.S.C. 5117(c), PHMSA is publishing the following list of special permit applications that have been in process for 180 days or more. The reason(s) for delay and the expected completion date for action on each application is provided in association with each identified application.

**FOR FURTHER INFORMATION CONTACT:** Ann Mazzullo, Office of Hazardous Materials Special Permits and Approvals, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590-0001, (202) 366-4535.

**Key to "Reason for Delay"**

1. Awaiting additional information from applicant.
2. Extensive public comment under review.
3. Application is technically complex and is of significant impact or precedent-setting and requires extensive analysis.
4. Staff review delayed by other priority issues or volume of special permit applications.

**Meaning of Application Number Suffixes**

- N—New application.
- M—Modification request.
- X—Renewal.
- PM—Party to application with modification request.

Issued in Washington, DC, on January 31, 2006.

**R. Ryan Posten,**

*Chief, Special Permits Program, Office of Hazardous Materials Safety, Special Permits & Approvals.*

Application No.	Applicant	Reason for delay	Estimated date of completion
<b>New Special Permit Applications</b>			
13281-N .....	The Dow Chemical Company, Midland, MI .....	4	03-31-2006

Application No.	Applicant	Reason for delay	Estimated date of completion
13266-N	Luxfer Gas Cylinders, Riverside, CA	4	03-31-2006
13309-N	OPW Engineered Systems, Lebanon, OH	4	03-31-2006
13347-N	Amtvac Chemical Corporation, Los Angeles, CA	4	03-31-2006
13341-N	National Propane Gas Association, Washington, DC	3	03-31-2006
13999-N	Kompozit-Praha s.r.o., Dysina u Plzne, Czech Republic, CZ	4	03-31-2006
14138-N	INO Therapeutics, Inc., Port Allen, LA	4	03-31-2006
14151-N	ChevronTexaco, Houston, TX	4	03-31-2006
14167-N	Trinityrail	4	03-31-2006
14209-N	ABB Power Technologies AB, Alamo, TN	4	02-28-2006
14215-N	U.S. Department of Energy, Washington, DC	4	02-28-2006
14221-N	U.S. Department of Energy, Washington, DC	4	02-28-2006
14218-N	Air Logistics of Alaska, Inc., Fairbanks, AK	4	03-31-2006
14197-N	GATX Rail Corporation, Chicago, IL	4	02-28-2006
14199-N	RACCA, Plymouth, MA	4	02-28-2006
14185-N	U.S. Department of Energy, Washington, DC	4	03-31-2006
14184-N	Global Refrigerants, Inc., Denver, CO	4	03-31-2006
14178-N	Bridger Fire Inc., Bozeman, MT	4	03-31-2006
14239-N	Marlin Gas Transport, Inc., Odessa, FL	4	04-30-2006
14233-N	U.S. Department of Energy (DOE), Richland, WA	4	04-30-2006
14232-N	Luxfer Gas Cylinders—Composite, Cylinder Division, Riverside, CA	4	04-30-2006
14225-N	The Colibri Group, Providence, RI	4	02-28-2006
14228-N	Aluminum Tank Industries, Inc., Winter Haven, FL	4	04-20-2006
14229-N	Senex Explosives, Inc., Cuddy PA	4	04-30-2006
14228-N	Goodrich Corporation, Colorado Springs, CO	4	04-30-2006
14223-N	Technical Concepts, Mundelein, IL	4	02-28-2006
14212-N	Clean Harbors Environmental Services, Inc., North Andover, MA	4	02-28-2006
14163-N	Air Liquide America L.P., Houston, TX	4	03-31-2006
14141-N	Nalco Company, Naperville, IL	4	03-31-2006
14038-N	Dow Chemical Company, Midland, MI	1	03-31-2006
13582-N	Linde Gas LLC (Linde), Independence, OH	4	03-31-2006
13302-N	FIBA Technologies, Inc., Westboro, MA	4	03-31-2006
13346-N	Stand-By-Systems, Inc., Dallas TX	1	03-31-2006
13563-N	Applied Companies, Valencia, CA	4	03-31-2006

## Modification to Special Permits

7277-M	Structural Composites Industries, Pomona, CA	4	03-31-2006
4661-M	Chemtell Foote Corporation, Kings Mountain, NC	4	03-31-2006
11924-M	Wrangler Corporation, Auburn, ME	4	02-28-2006
12929-M	Matheson Tri-Gas, East Rutherford, NJ	4	02-28-2006
11321-M	E.I. Du Pont, Wilmington, DE	4	03-31-2006
13484-M	Air Liquide Industrial U.S. LP (formerly: Air Liquide America L.P.), Houston TX	4	02-28-2006
11917-M	ITW Sexton, Decatur, AL	4	02-28-2006
11321-M	E.I. Du Pont, Wilmington, DE	4	03-31-2006
12412-M	Los Angeles Chemical Company, South Gate, CA	4	03-31-2006
12412-M	Hawkins, Inc., Minneapolis, MN	3, 4	03-31-2006
11903-M	Comptank Corporation, Bothwell, ON	4	03-31-2006
13229-M	Matheson Tri-Gas, East Rutherford, NJ	4	03-31-2006
13327-M	Hawk FRP LLC, Ardmore, OK	1	03-31-2006
13488-M	FABER INDUSTRIES SPA, (U.S. Agent: Kaplan Industries, Maple Shade, NJ)	4	03-31-2006
12284-M	The American Traffic Safety Services Assn. (ATSSA), Fredericksburg, VA	1	03-31-2006
10319-M	Amtrol, Inc., West Warwick, RI	4	03-31-2006
6263-M	Amtrol, Inc., West Warwick, RI	4	03-31-2006
7835-M	Air Products & Chemicals, Inc., Allentown, PA	4	02-28-2006
10019-M	Structural Composites Industries, Pomona, CA	4	03-31-2006
10915-M	Luxfer Gas Cylinders (Composite Cylinder Division), Riverside, CA	1	03-31-2006
7280-M	Department of Defense, Ft. Eustis, VA	4	03-31-2006
11579-M	Dyno Nobel, Inc., Salt Lake City, UT	4	03-31-2006
11241-M	Rohm and Haas Co., Philadelphia, PA	1	03-31-2006
8162-M	Structural Composites Industries, Pomona, CA	4	03-31-2006
8718-M	Structural Composites Industries, Pomona, CA	4	03-31-2006

[FR Doc. 06-1089 Filed 2-6-06; 8:45 am]

BILLING CODE 4910-60-M

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

[REG-139768-02]

#### Proposed Collection: Comment Request for Regulation Project

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Notice and request for comments.

**SUMMARY:** The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning an existing final regulation, REG-139768-02 (TD 9134), Excise Tax Relating to Structured Settlement Factoring Transactions.

**DATES:** Written comments should be received on or before April 10, 2006 to be assured of consideration.

**ADDRESSES:** Direct all written comments to Glenn Kirkland, Internal Revenue Service, room 6516, 1111 Constitution Avenue NW., Washington, DC 20224.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the regulation should be directed to Allan Hopkins, at (202) 622-6665, or at Internal Revenue Service, room 6516, 1111 Constitution Avenue, NW., Washington, DC 20224, or through the Internet, at [Allan.M.Hopkins@irs.gov](mailto:Allan.M.Hopkins@irs.gov).

#### SUPPLEMENTARY INFORMATION:

*Title:* Excise Tax Relating to Structured Settlement Factoring Transactions.

*OMB Number:* 1545-1824.

*Regulation Project Number:* REG-139768-02.

*Abstract:* The regulations provide rules relating to the manner and method of reporting and paying the 40 percent excise tax imposed by section 5891 of the Internal Revenue Code with respect to acquiring of structured payment rights.

*Current Actions:* This regulation has gone final.

*Type of Review:* Revision of a currently approved collection.

Affected Public: Business or other for-profit organizations, individuals or households.

*Estimated Number of Respondents:* 4.

*Estimated Time Per Respondent:* 30 min.

*Estimated Total Annual Burden Hours:* 2.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

#### Request for Comments

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: January 26, 2006.

**Glenn Kirkland,**

*IRS Reports Clearance Officer.*

[FR Doc. E6-1600 Filed 2-6-06; 8:45 am]

BILLING CODE 4830-01-P

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### Proposed Collection; Comment Request for Form 13750

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Notice and request for comments.

**SUMMARY:** The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this

opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning Form 13750, Election to Participate in Announcement 2005-80 Settlement Initiative.

**DATES:** Written comments should be received on or before April 10, 2006 to be assured of consideration.

**ADDRESSES:** Direct all written comments to Glenn Kirkland, Internal Revenue Service, room 6516, 1111 Constitution Avenue, NW., Washington, DC 20224.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the form and instructions should be directed to Allan Hopkins, at (202) 622-6665, or at Internal Revenue Service, room 6516, 1111 Constitution Avenue, NW., Washington, DC 20224, or through the Internet, at [Allan.M.Hopkins@irs.gov](mailto:Allan.M.Hopkins@irs.gov).

#### SUPPLEMENTARY INFORMATION:

*Title:* Election to Participate in Announcement 2005-80 Settlement Initiative.

*OMB Number:* 1545-1970.

*Form Number:* Form 13750.

*Abstract:* The information requested on Form 13750 (as required under Announcement 2005-80) will be used to determine the applicant's eligibility for participation in the settlement initiative as well as to calculate the tax liabilities resolved under this initiative, including penalties and interest.

*Current Actions:* There are no changes being made to the form at this time.

*Type of Review:* Extension of a currently approved collection.

*Affected Public:* Business or other for-profit organizations, Individuals or households, and not-for-profit institutions, and Federal Government.

*Estimated Number of Respondents:* 500.

*Estimated Time per Respondent:* 5 hrs.

*Estimated Total Annual Burden Hours:* 2,500.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and