

petitioner acknowledged that it could not base its petition solely on the substantial similarity of those vehicles to the U.S.-certified MY 2008 and 2009 Alfa Romeo 8C Spider PC. Instead, the petitioner chose to establish import eligibility on the basis that the vehicles have safety features that comply with, or are capable of being modified to comply with, the FMVSS based on destructive test data or such other evidence that NHTSA decides to be adequate as set forth in 49 U.S.C. 30141(a)(1)(B). Nevertheless, the petitioner contends that the non-U.S. certified MY 2010 Alfa Romeo 8C Spider PCs use the same components as the U.S.-certified MY 2008 and 2009 Alfa Romeo 8C Spider PCs in virtually all of the systems subject to applicable FMVSS.

NHTSA has reviewed the petition and has concluded that the nonconforming versions of the MY 2008 and 2009 Alfa Romeo 8C Spider PCs described in the petition are substantially similar to the U.S.-certified versions of the MY 2008 and 2009 Alfa Romeo 8C Spider PCs and are capable of being readily altered to comply with all applicable FMVSS. NHTSA has also concluded that the nonconforming versions of the MY 2010 Alfa Romeo 8C Spider PCs described in the petition are comparable to the nonconforming versions of the MY 2008 and 2009 Alfa Romeo 8C Spider PCs with respect to all applicable FMVSS.

NHTSA has also determined that any RI who imports or modifies one of these vehicles must include in the statement of conformity and associated documents (referred to as a "conformity package") it submits to NHTSA under 49 CFR 592.6(d) additional specific proof to confirm that the vehicle was manufactured to conform to, or was successfully altered to conform to, FMVSS No. 138 *Tire Pressure Monitoring Systems* and FMVSS No. 208 *Occupant Protection*. This proof must include detailed descriptions of all modifications made to achieve conformity with those standards, including a detailed description of systems in place (if any) on the vehicle at the time it was delivered to the RI and a similarly detailed description of the systems in place after the vehicle is altered, including photographs of all required labeling. The description must also include parts assembly diagrams and associated part numbers for all components that were removed from or installed on the vehicle, a description of how any computer programming changes were completed, and a description of how compliance was verified after alterations were

completed. Photographs (e.g., monitor print screen captures) or report printouts, as practicable, must be submitted as proof that any computer reprogramming was carried out successfully.

In addition to the information specified above, each conformity package must also include evidence showing how the RI verified that any changes it made in loading or reprogramming vehicle software to achieve conformity with each separate FMVSS did not cause the vehicle to fall out of compliance with any other applicable FMVSS.

#### *Decision*

Accordingly, on the basis of the foregoing, NHTSA hereby decides that MY 2010 Alfa Romeo 8C Spider passenger cars that were not originally manufactured to comply with all applicable FMVSS, are capable of being altered to conform to all applicable FMVSS.

NHTSA also hereby decides that MY 2008 and 2009 Alfa Romeo 8C Spider passenger cars that were not originally manufactured to comply with all applicable FMVSS, are capable of being readily altered to conform to all applicable FMVSS.

#### *Vehicle Eligibility Number for Subject Vehicles*

The importer of a vehicle admissible under any final decision must indicate on the form HS-7 accompanying entry the appropriate vehicle eligibility number indicating that the vehicle is eligible for entry. VSP-580 is the vehicle eligibility number assigned to MY 2008 and 2009 Alfa Romeo 8C Spider passenger cars and VCP-61 is assigned to MY 2010 Alfa Romeo 8C Spider passenger cars admissible under this notice of final decision.

**Authority:** (49 U.S.C. 30118, 30120; delegations of authority at 49 CFR 1.95 and 501.8)

**Jeffrey M. Giuseppe,**

*Director, Office of Vehicle Safety Compliance.*

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## **DEPARTMENT OF TRANSPORTATION**

### **Pipeline and Hazardous Materials Safety Administration**

#### **Hazardous Materials: Notice of Application for Special Permits**

**AGENCY:** Office of Hazardous Materials Safety, Pipeline and Hazardous

Materials Safety Administration, (PHMSA), DOT.

**ACTION:** List of applications for special permits.

**SUMMARY:** In accordance with the procedures governing the application for, and the processing of, special permits from the Department of Transportation's Hazardous Material Regulations (49 CFR part 107, subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. Each mode of transportation for which a particular special permit 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 April 15, 2016.

*Address Comments To:* Record Center, Pipeline and Hazardous Materials Safety 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 special permit number.

**FOR FURTHER INFORMATION CONTACT:** Ryan Paquet, Director, Office of Hazardous Materials Approvals and Permits Division, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, East Building, PHH-30, 1200 New Jersey Avenue Southeast, Washington, DC 20590-0001, (202)366-4535.

Copies of the applications are available for inspection in the Records Center, East Building, PHH-30, 1200 New Jersey Avenue Southeast, Washington, DC or at <http://regulations.gov>.

This notice of receipt of applications for special permit 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 January 28, 2016.

**Don Burger,**

*Chief, General Approvals and Permits.*

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of the special permits thereof
<b>Special Permits Data</b>				
20065-N .....	.....	BOOST OXYGEN, LLC	176.1, 177.800, 172.500, 173.302a(a)(1), 172.200, 172.400.	To authorize the transportation in commerce of certain DOT Specification 2Q containers with Division 2.2 materials.
20084-N .....	.....	CIMARRON COMPOSITES, LLC.	173.302a .....	To authorize the manufacture, mark, sale and use of non-DOT specification cylinders for the transportation in commerce of certain Divisions 2.1 and 2.2 compressed gases.
20088-N .....	.....	DSM NUTRITIONAL PRODUCTS, INC.	107.601(a), 177.804(a), 172.500(a), 172.504(e), 172.400.	To authorize the transportation in commerce of certain Division 4.2, Packing Group III self-heating solid materials as excepted from registration, marking, labeling, placarding, and certain carrier requirements.

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 BILLING CODE 4909-60-M

**DEPARTMENT OF TRANSPORTATION**

**Pipeline and Hazardous Materials Safety Administration**

**Hazardous Materials: Delayed Applications**

**AGENCY:** Office of Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration (PHMSA), 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:** Ryan Paquet, Director, Office of Hazardous Materials Special Permits and Approvals, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, East Building, PHH-30, 1200 New Jersey Avenue Southeast, 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
- R—Renewal Request
- P—Party To Exemption Request

Issued in Washington, DC, on January 28, 2016.

**Don Burger,**  
*Chief, General Approvals and Permits.*

Application No.	Applicant	Reason for delay	Estimated date of completion
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**Modification to Special Permits**

16142-M .....	Nantong CIMC Tank Equipment Co. Ltd., Jiangsu, Province .....	4	01-20-2016
14808-M .....	Amtrol-Alfa Metalomecanica, S.A., West Warwick, RI .....	4	01-31-2016
15972-M .....	EnTrans International, LLC, Athens, TN .....	4	02-15-2016
15628-M .....	Chemours Company FC, LLC., Wilmington, DE .....	4	01-31-2016
16219-M .....	Structural Composites Industries (SCI), Pomona, CA .....	4	02-18-2016
14437-M .....	Columbiana Boiler Company (CBCo), LLC, Columbiana, OH .....	4	02-15-2016

**New Special Permit Applications**

15767-N .....	Union Pacific Railroad Company, Omaha, NE .....	3	02-29-2016
16001-N .....	VALTEK ASSOCIATES, INC., Malvern, PA .....	3	03-31-2016
16220-N .....	Americase, Waxahatche, TX .....	4	03-31-2016
16337-N .....	Volkswagen Group of America (VWGoA), Herndon, VA .....	4	02-15-2016
16371-N .....	Volkswagen Group of America (VWGoA), Herndon, VA .....	4	02-15-2016
16416-N .....	INOX India Limited, Gujarat, India .....	4	02-28-2016
16452-N .....	The Procter & Gamble Company, Cincinnati, OH .....	4	03-10-2016
16477-N .....	Hydroid, Inc., Pocasset, MA .....	4	03-15-2016
16516-N .....	Exosent Engineering, LLC, College Station, TX .....	4	02-15-2016
16495-N .....	TransRail Innovation Inc., Calgary .....	4	01-31-2016
16524-N .....	Quantum Fuel Systems Technologies Worldwide, Inc., Lake Forest, CA .....	4	03-15-2016
16463-N .....	Salco Products, Lement, IL .....	3	03-31-2016
16461-N .....	Coastal Hydrotesting LLC, Baltimore, MD .....	4	02-10-2016

**Party to Special Permits Application**

16279-P .....	AEG Environmental Products & Services, Inc., Westminster, MD .....	4	01-31-2016
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**Renewal Special Permits Applications**

11860-R .....	GATX Corporation, Chicago, IL .....	4	01-31-2016
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