

equipped with speedometers. Specifically, the standard only requires that if motorcycles are in fact equipped with a speedometer, that the speedometer be marked in 10 mph intervals. This has led Harley-Davidson to believe that NHTSA has implicitly acknowledged that a speedometer is not, itself, necessary for the safe operation of motorcycles, which is consistent with NHTSA's decision in 1982 to rescind FMVSS No. 127 which had required installation of speedometers on all vehicles.

(B) Harley-Davidson also stated that while the labeling error constitutes a technical noncompliance with table 3, footnote 4, of FMVSS No. 123, the noncompliance does not affect any aspect of vehicle performance—braking, steering, acceleration, visibility, etc. The speedometer remains fully visible to the operator and Harley-Davidson believes that the 20 mph numeral intervals adequately provide indication of speed to the rider.

(C) Harley-Davidson believes that the lack of 10 mph numerical labels will not present confusion for riders, as evidenced by the lack of complaints, claims or incidents. Furthermore, they believe that motorcycle owners typically also own and operate other vehicles, such as passenger cars and light trucks, which are not subject to any speedometer graduation requirements and which, in many cases, are equipped with speedometers with 20 mph numeral intervals.

Harley-Davidson has additionally informed NHTSA that beginning on August 12, 2014 it corrected the noncompliance so that the subject motorcycles produced on or after that date fully comply with FMVSS No. 123.

In summation, Harley-Davidson believes that the described noncompliance of the subject motorcycles is inconsequential to motor vehicle safety, and that its petition, to exempt Harley-Davidson from providing recall notification of noncompliance as required by 49 U.S.C. 30118 and remedying the recall noncompliance as required by 49 U.S.C. 30120 should be granted.

#### NHTSA Decision

**NHTSA Analysis:** The purpose of FMVSS No. 123 is to minimize accidents caused by operator error in responding to the motoring environment by standardizing certain motorcycle controls and displays. In the case of the subject vehicles, the agency believes that the incomplete labeling of the analog speedometers at 20 mph intervals instead of the 10 mph intervals as required by FMVSS No. 123 does not conflict with motorcycle speedometer standardization. Although numerals do not appear at 10 mph intervals, the fundamental components for motorcycle speedometer standardization are still present—MPH increase in a clockwise direction, major graduations appear at 10 mph interval, minor graduations

appear at 5 mph intervals, and numerical labeling is provided at 20, 40, 60, 80 and 100 mph. In addition, a top speed of 110 mph is delineated on the gauge at the required 10 mph major graduation which reinforces to the operator, that the major graduations are in fact at 10 mph intervals further reducing the likelihood of any speedometer confusion.

Harley-Davidson correctly notes that UN ECE Regulation 39, a commonly-used international speedometer standard, states that for vehicles manufactured for sale in any country where imperial units are used, the speed shall be indicated on the dial at intervals not exceeding 20 mph, and commencing at 10 to 20 mph. This is consistent with the speedometer markings on the subject noncompliant motorcycles.

As noted by Harley-Davidson, most motorcyclists typically own and operate other vehicles such as passenger vehicles and light trucks which must comply with FMVSS NO. 101, *Controls and Displays*. However, that standard does not specify requirements for speedometer graduations, numerical intervals or markings. Many of these vehicles have speedometer markings at 20 mph intervals. The agency believes that motorcyclists, accustomed to seeing speedometers with 20 mph intervals, will not be confused due to the omission of numerals at every 10 mph delineation on the subject motorcycle speedometers.

The XG 500 and 750 models are Harley-Davidson's low-displacement entry-level motorcycles which tend to be operated, in part, by less experienced riders with limited familiarity with motorcycle controls and displays. With marking at 20 mph intervals versus 10, the speedometer face is less cluttered allowing these beginning riders to more easily determine vehicle speed and recognize other information displayed on the speedometer face such as turn signal activation, neutral gear position, and fuel and oil level indicators.

The 20 mph increments on the speedometers mounted on the subject motorcycles, adequately provide vehicle speed indication to the vehicle operators. Although numerals marking some of the major 10 mph graduations are not present, there is no ambiguity as to the meaning of the graduations, and speedometer standardization between motorcycles is effectively maintained.

Lastly, the Agency agrees with Harley-Davidson that the noncompliance does not affect any aspect of vehicle performance related to braking, steering, acceleration or visibility.

**NHTSA Decision:** In consideration of the foregoing, NHTSA has decided that Harley-Davidson has met its burden of persuasion that the FMVSS No. 123 noncompliance is inconsequential to motor vehicle safety. Accordingly, Harley-Davidson's petition is hereby granted and Harley-Davidson is exempted from the obligation of providing notification of, and a remedy for, that noncompliance under 49 U.S.C. 30118 and 30120.

NHTSA notes that the statutory provisions (49 U.S.C. 30118(d) and 30120(h)) that permit manufacturers to file petitions for a determination of inconsequentiality allow NHTSA to exempt manufacturers only from the duties found in sections 30118 and 30120, respectively, to notify owners, purchasers, and dealers of a defect or noncompliance and to remedy the defect or noncompliance. Therefore, this decision only applies to the subject motorcycles that Harley-Davidson no longer controlled at the time it determined that the noncompliance existed. However, the granting of this petition does not relieve vehicle distributors and dealers of the prohibitions on the sale, offer for sale, or introduction or delivery for introduction into interstate commerce of the noncompliant motorcycles under their control after Harley-Davidson notified them that the subject noncompliance existed.

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

**Jeffrey M. Giuseppe,**

*Acting Director, Office of Vehicle Safety Compliance.*

[FR Doc. 2015-02176 Filed 2-3-15; 8:45 am]

**BILLING CODE 4910-59-P**

#### DEPARTMENT OF TRANSPORTATION

##### Pipeline and Hazardous Materials Safety Administration

[Docket No. PHMSA-2015-0004]

##### Pipeline Safety: Information Collection Activities

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

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

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, PHMSA invites comments on an information collection identified under Office of Management and Budget (OMB) Control No. 2137-0047, titled

“Transportation of Hazardous Liquids by Pipeline: Recordkeeping and Accident Reporting.” PHMSA is preparing to request a three year renewal extension for this information collection that includes a minor revision to the instructions for the form, PHMSA F 7000–1 ACCIDENT REPORT—HAZARDOUS LIQUID PIPELINE SYSTEMS.

**DATES:** Interested persons are invited to submit comments on or before April 6, 2015.

**ADDRESSES:** Comments may be submitted in the following ways:

*E-Gov Web site:* <http://www.regulations.gov>. This site allows the public to enter comments on any Federal Register notice issued by any agency.

*Fax:* 1–202–493–2251.

*Mail:* Docket Management Facility; U.S. Department of Transportation (DOT), 1200 New Jersey Avenue SE., West Building, Room W12–140, Washington, DC 20590–0001.

*Hand Delivery:* Room W12–140 on the ground level of the West Building, 1200 New Jersey Avenue SE., Washington, DC, between 9:00 a.m. and 5:00 p.m., Monday through Friday, except Federal holidays.

**Instructions:** When you submit a comment on this notice to the docket, identify the docket number, PHMSA–2015–0004 at the beginning of your comments.

**Docket:** For access to the docket or to read background documents or comments, go to <http://www.regulations.gov> at any time or to Room W12–140 on the ground level of the West Building, 1200 New Jersey Avenue SE, Washington, DC, between 9:00 a.m. and 5:00 p.m., Monday through Friday, except Federal holidays. If you wish to receive confirmation of receipt of your written comments, please include a self-addressed, stamped postcard with the following statement: “Comments on PHMSA–2015–0004.” The Docket Clerk will date stamp the postcard prior to returning it to you via the U.S. mail. Please note that due to delays in the delivery of U.S. mail to Federal offices in Washington, DC, we recommend that persons consider an alternative method (internet, fax, or professional delivery service) of submitting comments to the docket and ensuring their timely receipt at DOT.

**Privacy Act Statement:** In accordance with the Paperwork Reduction Act of 1995, PHMSA solicits comments from the public to better inform its information collection process. PHMSA posts these comments, without edit,

including any personal information the commenter provides, to [www.regulations.gov](http://www.regulations.gov), as described in the system of records notice (DOT/ALL–14 FDMS), which can be reviewed at [www.dot.gov/privacy](http://www.dot.gov/privacy).

**FOR FURTHER INFORMATION CONTACT:**

Cameron Satterthwaite by telephone at 202–366–1319, by email at [cameron.satterthwaite@dot.gov](mailto:cameron.satterthwaite@dot.gov), by fax at 202–366–4566, or by mail at DOT, PHMSA, 1200 New Jersey Avenue SE, PHP–30, Washington, DC 20590–0001.

**SUPPLEMENTARY INFORMATION:**

**A. Background**

Section 1320.8(d), Title 5, Code of Federal Regulations, requires PHMSA to provide interested members of the public and affected agencies an opportunity to comment on information collection and recordkeeping requests. This notice identifies an information collection request that PHMSA will be submitting to OMB for minor revision and extension approval. The information collection expires July 31, 2015, and is identified under OMB Control No. 2137–0047, titled: “Transportation of Hazardous Liquids by Pipeline: Recordkeeping and Accident Reporting.” This information collection address general recordkeeping and and accident reporting requirements for hazardous liquid pipeline operators under 49 CFR part 195.

**B. Hazardous Liquid Accident Report Instructions**

PHMSA intends to revise only the instructions for the form PHMSA F 7000–1 ACCIDENT REPORT—HAZARDOUS LIQUID PIPELINE SYSTEMS (Hazardous Liquid Accident Report, report) to clarify two areas addressed under the “Part A General Report Information” area of the instructions. Background for these topics is as follows:

Part A, Question 9, “volume of commodity released unintentionally” clarification:

The instructions for Part A, Question 9 detail how to report the amount of material unintentionally released from the pipeline as a result of the accident. PHMSA is proposing to simplify the instructions relating to the removal of material from the pipeline and clarify the reporting of product consumed by fire.

One of the proposed revisions simplifies the instructions by removing discussion of product removed from the pipeline system at locations remote from the failure site. During accident response, pipeline operators often

remove product at locations remote from the failure site. These controlled product movements are from within the pipeline system and irrelevant to the category. The “volume of commodity released unintentionally” only applies to the product released from the pipeline system at the failure site.

PHMSA also proposes to revise the instructions for including product consumed by fire in the spill volume. PHMSA proposes to revise this provision to specify that the product consumed by fire inside a tank should not be included in the category of “volume released unintentionally.” If product is consumed under any other circumstances, the volume consumed by fire is included in volume released.

PHMSA is proposing these revisions to ensure that volumes appropriate for analysis of safety performance trends are reported by pipeline operators. These proposed revisions to the instructions will not increase the hourly burden estimate for this information collection.

*Part A, Question 11, “volume of commodity recovered” clarification:*

The instructions for Part A, Question 11 detail how to report the amount of product recovered after the accident. PHMSA is proposing to simplify the instructions relating to the recovery of product by removing the discussion of product removed from the pipeline system at locations remote from the failure site. These controlled product movements are from within the pipeline system and irrelevant to the “volume of commodity recovered” category for the same reasons given in the above discussion on Question 9. This proposed revision to the instructions will not increase the hourly burden estimate for this information collection.

**C. General Information**

In addition to the Hazardous Liquid Accident Reporting form, this information collection renewal applies to many existing general recordkeeping requirements in 49 CFR part 195 that remain unchanged. Part 195 applies to the safe operation of hazardous liquid pipelines. Some of the general recordkeeping requirements covered are specified in § 195.404 and include maps and locations of the operators pipeline facilities, certain crossings (*i.e.*, public roads, railroads, rivers, etc.), maximum allowable operating pressure of the pipeline, repairs and inspections. This information collection also includes the estimated burden for operators that install new computational pipeline monitoring leak detection systems as required to comply with the American Petroleum Institute’s recommended

practice API 1130 "Computational Pipeline Monitoring for Liquid Pipelines" (API 1130). PHMSA is not proposing any revisions to these areas of the information collection.

#### D. Summary of Impacted Collection

The following information is provided for this information collection: (1) Title of the information collection; (2) OMB control number; (3) Type of request; (4) Abstract of the information collection activity; (5) Description of affected public; (6) Estimate of total annual reporting and recordkeeping burden; and (7) Frequency of collection. PHMSA will request a three-year term of approval for this information collection activity. PHMSA requests comments on the following information collection:

**Title:** Transportation of Hazardous Liquids by Pipeline: Recordkeeping and Accident Reporting.

**OMB Control Number:** 2137-0047.

**Current Expiration Date:** 7/31/2015.

**Type of Request:** Revision.

**Abstract:** This information collection covers recordkeeping and accident reporting by hazardous liquid pipeline operators who are subject to 49 CFR part 195. Section 195.50 specifies the definition of an "accident" and the reporting criteria for submitting a Hazardous Liquid Accident Report (form PHMSA F7000-1) is detailed in § 195.54. PHMSA is proposing to revise the form PHMSA F7000-1 instructions for editorial and clarification purposes.

**Affected Public:** Hazardous liquid pipeline operators.

**Annual Reporting and Recordkeeping Burden:**

Annual Responses: 897.

Annual Burden Hours: 52,429.

**Frequency of collection:** On Occasion.

Comments are invited on:

(a) The need for the proposed collection of information for the proper performance of the functions of the agency, including whether the information will have practical utility;

(b) The accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(c) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(d) Ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques.

Issued in Washington, DC on January 30, 2015.

**Alan K. Mayberry,**

*Deputy Associate Administrator for Policy and Programs.*

[FR Doc. 2015-02148 Filed 2-3-15; 8:45 am]

**BILLING CODE 4910-60-P**

## DEPARTMENT OF TRANSPORTATION

### Pipeline and Hazardous Materials Safety Administration

#### Pipeline Safety: Renewal requests for Special Permit

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA); DOT.

**ACTION:** This Notice pertains to the renewal requests for Special Permits with the following Docket Numbers:

PHMSA-2008-0213	Empire Pipeline Inc.
PHMSA-2005-20323	Northern Natural Gas Company
PHMSA-2006-26614	Northern Natural Gas Company
PHMSA-2008-0141	Northern Natural Gas Company

**SUMMARY:** Pursuant to the Federal pipeline safety laws, PHMSA is publishing this notice of multiple special permit renewal requests that we have received from two natural gas transmission pipeline operators, seeking relief from compliance with certain requirements in the Federal pipeline safety regulations. This notice seeks public comments on these requests, including comments on any safety or environmental impacts the renewal of these special permits would have. For each listed Special Permit renewal request, an Environmental Assessment is available for review and comment in the respective dockets. At the conclusion of the 30-day comment period, PHMSA will evaluate the comments received and the technical analysis of the renewal requests to determine whether to grant or deny the renewal requests.

**DATES:** Submit any comments regarding these special permit requests by March 6, 2015.

**ADDRESSES:** Comments should reference the specific docket number for which the comment applies. Comments may be submitted in the following ways:

- *At the E-Gov Web site:* <http://www.Regulations.gov>. This site allows the public to enter comments on any **Federal Register** notice issued by any agency.

- *By Mail:* Docket Management System: U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590.

- *By Hand Delivery:* DOT Docket Management System: U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590 between 9:00 a.m. and 5:00 p.m., Monday through Friday, except Federal holidays.

**Instructions:** At the beginning of your comments, please identify the docket number for the special permit renewal request you are commenting on. If you submit your comments by mail, please submit two copies. To receive confirmation that PHMSA has received your comments, please include a self-addressed stamped postcard. Internet users may submit comments at <http://www.Regulations.gov>.

**Note:** Please read the privacy statement published on <http://www.Regulations.gov>. Comments, including any personal information provided, are posted without changes or edits to <http://www.Regulations.gov>.

Contacts for general or technical information:

**General:** Kay McIver by telephone at (202) 366-0113; or by email at [kay.mciver@dot.gov](mailto:kay.mciver@dot.gov).

**Technical:** Steve Nanney by telephone at (713) 272-2855; or by email at [steve.nanney@dot.gov](mailto:steve.nanney@dot.gov).

**SUPPLEMENTARY INFORMATION:** PHMSA has received the following special permit renewal requests from two pipeline operators who seek relief from compliance with certain federal pipeline safety regulations. Each request includes a technical analysis provided by the respective operators, and filed under the original issued special permit number in the Federal Docket Management System (FDMS) at <http://www.Regulations.gov>. PHMSA invites interested persons to participate by reviewing these special permit renewal requests and submitting written comments, data or other views in the FDMS. Please include comments on any potential environmental impacts that may result if these special permit renewals are granted.

Details of Special Permit renewals received: