

DEPARTMENT OF TRANSPORTATION**[Docket No. DOT-NHTSA-2013-0028]****Agency Requests for Approval of a New Information Collection: Motor Vehicle Brake Fluids****AGENCY:** National Highway Traffic Safety Administration (NHTSA), Department of Transportation.**ACTION:** Notice and request for comments.

SUMMARY: The Department of Transportation (DOT) invites public comments about our intention to request the Office of Management and Budget (OMB) approval for a new information collection. The collection involves labeling requirements for manufacturers and packagers of brake fluids as well as packagers of hydraulic system mineral oils. The information to be collected will be used to and/or is necessary to insure the following: the contents of the container are clearly stated; these fluids are used for their intended purpose only; and, the containers are properly disposed of when empty. We are required to publish this notice in the **Federal Register** by the Paperwork Reduction Act of 1995, Public Law 104-13.

DATES: Written comments should be submitted by June 10, 2013.**ADDRESSES:** You may submit comments [identified by Docket No. DOT-NHTSA-2013-0028] through one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments.

- *Fax:* 1 (202) 493-2251

- *Mail or Hand Delivery:* Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE., West Building, Room W12-140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except on Federal holidays.

FOR FURTHER INFORMATION CONTACT: Mr. Patrick Hallan, (202) 366-9146, NHTSA, U.S. Department of Transportation, 1200 New Jersey Avenue SE, Washington, DC, 20590.**SUPPLEMENTARY INFORMATION:***OMB Control Number:* 2127-0521*Title:* 49 CFR 571.116, Motor Vehicle Brake Fluids*Form Numbers:* N/A*Type of Review:* Extension of a currently approved collection.*Background:* Federal Motor Vehicle Safety Standard No. 116, "Motor Vehicle Brake Fluid," specifies performance and design requirements for motor vehicle brake fluids and hydraulic system mineral oils. Section

5.2.2 specifies labeling requirements for manufacturers and packagers of brake fluids as well as packagers of hydraulic system mineral oils. The information on the label of a container of motor vehicle brake fluid or hydraulic system mineral oil is necessary to insure: the contents of the container are clearly stated; these fluids are used for their intended purpose only; and the containers are properly disposed of when empty. Improper use or storage of these fluids could have dire safety consequences for the operators of vehicles or equipment in which they are used.

Respondents: Business or other for profit organizations.*Estimated Number of Respondents:* 200*Estimated Number of Responses:* 200*Estimated Total Annual Burden:* 7000 hours*Estimated Frequency:* N/A

Public Comments Invited: You are asked to comment on any aspect of this information collection, including (a) Whether the proposed collection of information is necessary for the Department's performance; (b) the accuracy of the estimated burden; (c) ways for the Department to enhance the quality, utility and clarity of the information collection; and (d) ways that the burden could be minimized without reducing the quality of the collected information. The agency will summarize and/or include your comments in the request for OMB's clearance of this information collection.

Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended; and 49 CFR 1.48.

Issued on: April 2, 2013.

Christopher J. Bonanti,*Associate Administrator for Rulemaking.*

[FR Doc. 2013-08222 Filed 4-8-13; 8:45 am]

BILLING CODE 4910-59-P**DEPARTMENT OF TRANSPORTATION****National Highway Traffic Safety Administration****Petition for Exemption From the Vehicle Theft Prevention Standard; BMW of North America, LLC****AGENCY:** National Highway Traffic Safety Administration (NHTSA) Department of Transportation (DOT).**ACTION:** Grant of petition for exemption.

SUMMARY: This document grants in full the BMW of North America, LLC (BMW) petition for exemption of the X4 vehicle line in accordance with 49 CFR part 543, *Exemption from the Theft Prevention Standard*. This petition is

granted because the agency has determined that the antitheft device to be placed on the line as standard equipment is likely to be as effective in reducing and deterring motor vehicle theft as compliance with the parts-marking requirements of the Theft Prevention Standard (49 CFR part 541). BMW requested confidential treatment for specific information in its petition that the agency will address by separate letter.

DATES: The exemption granted by this notice is effective beginning with the 2015 model year (MY).**FOR FURTHER INFORMATION CONTACT:** Ms. Deborah Mazyck, Office of International Policy, Fuel Economy and Consumer Programs, National Highway Traffic Safety Administration, 1200 New Jersey Avenue SE., West Building, Room W43-443, Washington, DC 20590. Ms. Mazyck's telephone number is (202) 366-4139. Her fax number is (202) 493-2990.**SUPPLEMENTARY INFORMATION:** In a petition dated January 25, 2013, BMW requested an exemption from the parts-marking requirements of the Theft Prevention Standard (49 CFR part 541) for the X4 vehicle line beginning with MY 2015. The petition requested exemption from parts-marking pursuant to 49 CFR part 543, *Exemption from Vehicle Theft Prevention Standard*, based on the installation of an antitheft device as standard equipment for an entire vehicle line.

Under § 543.5(a), a manufacturer may petition NHTSA to grant an exemption for one vehicle line per model year. In its petition, BMW provided a detailed description and diagram of the identity, design, and location of the components of the antitheft device for its X4 vehicle line. BMW stated that all X4 vehicles will be equipped with a passive antitheft device as standard equipment beginning with MY 2015. Key features of the antitheft device will include a key with a transponder, loop antenna (coil), engine control unit (DME/DDE) with encoded start release input, an electronically coded vehicle immobilizer/car access system (EWS/CAS) control unit and a passive immobilizer. BMW will not offer an audible or visible alarm feature on the proposed device. BMW's submission is considered a complete petition as required by 49 CFR 543.7, in that it meets the general requirements contained in § 543.5 and the specific content requirements of § 543.6.

BMW stated that the antitheft device is a passive vehicle immobilizer system. BMW further stated that the EWS immobilizer device prevents the vehicle