

*Estimated Average Burden per*

*Response: 10 minutes.*

*Estimated Total Annual Burden:*  
18,330 hours.

Issued in Fort Worth, TX, on October 24, 2024.

**Barbara L. Hall,**

*FAA Information Collection Clearance  
Officer, Performance, Policy, and Records  
Management, Branch, ASP-110.*

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## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket Number FRA-2006-25040]

#### Petition for Modification of Waiver of Compliance

Under part 211 of title 49 Code of Federal Regulations (CFR), this document provides the public notice that by letter dated August 21, 2024, Capital Metropolitan Transportation Authority (CMTY) petitioned the Federal Railroad Administration (FRA) for a modification of a waiver of compliance from certain provisions of the Federal railroad safety regulations contained at 49 CFR part 222 (Use of Locomotive Horns at Public Highway-Rail Grade Crossings), part 229 (Railroad Locomotive Safety Standards), part 231 (Railroad Safety Appliance Standards), part 234 (Grade Crossing Safety), and part 238 (Passenger Equipment Safety Standards). The relevant Docket Number is FRA-2006-25040.

Specifically, CMTY requested to amend its current waiver that provides relief for its commuter rail system that connects downtown Austin, Texas, with Austin's northern suburbs along 32 miles with 9 stations. CMTY seeks to add a fleet of four Stadler GTW fourth-generation diesel multiple unit (DMU) rail vehicles to its existing fleet of six Stadler GTW first-generation DMUs.

In support of its request, CMTY explained that their vehicles demonstrate "an equivalent level of safety and compliance," given the Alternative Vehicle Technology final rule amendments in 49 CFR part 238.

A copy of the petition, as well as any written communications concerning the petition, is available for review online at [www.regulations.gov](http://www.regulations.gov).

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested parties desire

an opportunity for oral comment and a public hearing, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number and may be submitted at [www.regulations.gov](http://www.regulations.gov). Follow the online instructions for submitting comments.

Communications received by December 30, 2024 will be considered by FRA before final action is taken. Comments received after that date will be considered if practicable.

Anyone can search the electronic form of any written communications and comments received into any of the U.S. Department of Transportation's (DOT) dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). Under 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its processes. DOT 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 <https://www.transportation.gov/privacy>. See also <https://www.regulations.gov/privacy-notice> for the privacy notice of [www.regulations.gov](http://www.regulations.gov).

Issued in Washington, DC.

**John Karl Alexy,**

*Associate Administrator for Railroad Safety,  
Chief Safety Officer.*

[FR Doc. 2024-25083 Filed 10-28-24; 8:45 am]

**BILLING CODE 4910-06-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket Number FRA-2017-0087]

#### Petition for Waiver of Compliance

Under part 211 of title 49 Code of Federal Regulations (CFR), this document provides the public notice that by letter received July 15, 2024, TEXRail petitioned the Federal Railroad Administration (FRA) for a waiver of compliance from certain provisions of the Federal railroad safety regulations contained at 49 CFR part 238 (Passenger Equipment Safety Standards). The relevant Docket Number is FRA-2017-0087.

Specifically, TEXRail seeks relief from § 238.309(b)(2), *Periodic brake equipment maintenance*, regarding the required clean, oil, test, and stencil

(COTS) air brake maintenance, for two years due to "the brake system and parts manufacturer delay in production."

TEXRail further stated that the manufacturer, Knorr Air Brake Berlin, "is the only facility qualified to repair our [a]ir [b]rake equipment" and that the relief would allow TEXRail to continue revenue service while the equipment is awaiting the required COTS overhaul. TEXRail asserts that it will ensure the brake systems will remain in proper functioning condition and are safe to operate. Specifically, it will "complete a Tri-annual inspection, minus replacing the actual brake components" and perform a "daily Class 1 brake test." TEXRail states it will perform a "weekly Teloc download to ensure the brake system is working as intended during the Class 1 Brake Test."

TEXRail's existing grant of relief in this docket provides a waiver from certain other regulations pertaining to the design of TEXRail's Stadler FLIRT equipment. The equipment was built to current European design and regulatory standards, with modifications and updates for use in the United States.

A copy of the petition, as well as any written communications concerning the petition, is available for review online at [www.regulations.gov](http://www.regulations.gov).

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested parties desire an opportunity for oral comment and a public hearing, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number and may be submitted at [www.regulations.gov](http://www.regulations.gov). Follow the online instructions for submitting comments.

Communications received by December 30, 2024 will be considered by FRA before final action is taken. Comments received after that date will be considered if practicable.

Anyone can search the electronic form of any written communications and comments received into any of the U.S. Department of Transportation's (DOT) dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). Under 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its processes. DOT 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 <https://www.transportation.gov/privacy>. See also <https://www.regulations.gov/privacy-notice> for the privacy notice of [www.regulations.gov](http://www.regulations.gov).

Issued in Washington, DC.

**John Karl Alexy,**

*Associate Administrator for Railroad Safety, Chief Safety Officer.*

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## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. NHTSA-2024-0050]

#### Notice of Technical Workshop and Demonstrations for Vehicle Classification Test Procedure

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), Department of Transportation (DOT).

**ACTION:** Notice of technical workshop and demonstration and request for comments (RFC).

**SUMMARY:** NHTSA seeks public comment on draft test procedure (TP) number TP-523-00, which is intended to assess vehicles for compliance with certain off-road capabilities requirements for vehicle classification within the Corporate Average Fuel Economy (CAFE) program. This TP is prepared for the limited purpose of use by contracted independent laboratories conducting tests for NHTSA. The TP presents guidelines for a uniform testing and data recording format. TPs are not rules, regulations, or agency interpretations. NHTSA will host a demonstration of TP-523-00 to show how NHTSA intends to test vehicles to determine compliance with its regulations on vehicle classification.

**DATES:** A technical workshop (presentation) and public demonstration for the test procedure will be held on January 15, 2025, and are expected to begin at 8 a.m. The date, location, and agenda are subject to change, and all registered attendees will be notified of any changes. Comments regarding the TP, the workshop, or the demonstration must be received no later than November 30, 2024 in order to be addressed during the event. The agency may address any comments received during the event regarding the TP, the workshop, and the demonstration, but

comments should also be submitted to the docket for formal record per the “Comment” instructions indicated below. Comments submitted to the docket after November 30, 2024 will continue to be received and considered through February 15, 2025 to facilitate the final draft release of the TP.

#### ADDRESSES:

**Workshop and Demonstration Location:** The workshop and demonstration will be held at the McNeese Convention Center in San Angelo, Texas. Directions to the meeting location and final agenda will be sent to registered participants as well as posted on the NHTSA Public Information Center (PIC) at <https://www.nhtsa.gov/corporate-average-fuel-economy/cafe-public-information-center>.

**Documents for Comment:** NHTSA’s Office of Vehicle Safety Compliance (OVSC) laboratory test procedure TP-523-00, described in this RFC, is available for viewing in PDF format in this Docket, as identified in the heading of this document.

**Comments:** You may submit comments to the Docket, identified as the docket number in the head of this document, by any of the following methods:

- **Federal rulemaking Portal:** To submit comments electronically, go to the U.S. Government regulations website at <http://www.regulations.gov>. Follow the online instructions for submitting comments.
- **Fax:** Written comments may be faxed to 202-493-2251.
- **Mail:** Send comments to: Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE, West Building Ground Floor, Room W12-140, Washington, DC 20590-0001.
- **Hand Delivery:** If you submit written comments by hand or courier, please do so at 1200 New Jersey Avenue SE, West Building Ground Floor, Room W12-140, Washington, DC between 9 a.m. and 5 p.m. Eastern Time, Monday through Friday, except Federal holidays. To be sure someone is there to help you, please call 202-366-9826 before coming.

**Instructions:** For detailed instructions on submitting comments and additional information, see the Public Participation section of this document, which can be found below. Note that all comments received will be posted to <http://www.regulations.gov>, including any personal information provided.

**Privacy Act:** Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the

comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT’s complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477-78) or you may visit <https://www.transportation.gov/privacy>. If you wish to provide comments containing proprietary or confidential information, please follow the instructions in the section of this notice titled “*How do I submit confidential business information?*”

#### FOR FURTHER INFORMATION CONTACT:

**To register for event attendance:** Please contact Ms. Tuwana Taft, Office of Vehicle Safety Compliance, National Highway Traffic Safety Administration, 1200 New Jersey Avenue SE, Washington, DC 20590. Telephone: (202) 366-1008. Email: [tuwana.taft@dot.gov](mailto:tuwana.taft@dot.gov). Participants must register in order for NHTSA to determine an approximate head count and in order for NHTSA to deliver site details and a final agenda to all participants. Attendance will not be permitted without prior registration.

**For technical issues:** Mr. Michael Brace, Compliance Engineer, Office of Vehicle Safety Compliance, National Highway Traffic Safety Administration, 1200 New Jersey Ave. SE, Washington, DC 20590. Telephone: 313-218-2265. Email: [michael.brace@dot.gov](mailto:michael.brace@dot.gov).

**For legal issues:** Mr. Paul Connet, Attorney-Advisor, Office of the Chief Counsel, National Highway Traffic Safety Administration, 1200 New Jersey Avenue SE, Washington, DC 20590. Telephone: 202-366-5547. Email: [paul.connet@dot.gov](mailto:paul.connet@dot.gov).

**SUPPLEMENTARY INFORMATION:** On May 2, 2022, NHTSA published a final rule which stated the agency’s intention to use a new test procedure to validate non-passenger automobile (“light truck”) classification data provided by manufacturers in their pre-model reports submitted under 49 CFR part 537.<sup>1</sup> NHTSA is providing a draft version of TP-523-00 for comment. TP-523-00 is intended to improve NHTSA’s ability to verify light truck compliance with 49 CFR 523.5(b)(2)(i) through (v) by providing guidelines for a uniform testing and information recording format for contracting laboratories who perform testing for NHTSA.

#### Introduction

To investigate whether specific vehicles or products comply with Corporate Average Fuel Economy (CAFE) regulations, NHTSA’s Office of

<sup>1</sup> 87 FR 26025.