

such employees are scheduled to return after working hours, they could take the vehicles to their residences and return them on the next regular working day. Although, the use of such vehicles for travel during the day preceding and subsequent to temporary duty travel is not official travel, NASA considers it to be "in conjunction with official travel," 70 Comptroller General 196, and therefore, not prohibited by 31 U.S.C. 1344. This rule is proposed pursuant to Section 503 of the Ethics Reform Act of 1989 (Pub. L. 101-194) 31 U.S.C. 1344 note which authorizes agency heads to "prescribe by rule appropriate conditions for the incidental use, for other than official business," of Government vehicles. This rule also implements 40 U.S.C. 486(c), that authorizes agency heads to issue directives carrying out the regulations of the General Services Administration (GSA), in this case the GSA rules for the use of Government vehicles at 41 CFR part 301-10, subpart C, "Government Vehicles." See similar Department of Energy regulations at 41 CFR 109-6.400.

**Regulatory Evaluation:** This proposed rule is not a "significant regulatory action" under section 3(f) of Executive Order 12866, Regulatory Planning and Review, and does not require an assessment of potential costs and benefits under section 6(a)(3) of that Order.

**Small Entities:** As required by the Regulatory Flexibility Act (5 U.S.C. 601-612), we have considered whether this proposed rule would have a significant economic impact on a substantial number of small entities. The term "small entities," comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. NASA certifies under 5 U.S.C. 605(b) that this proposed rule will not have a significant economic impact on small business entities.

**Collection of Information:** This proposed rule does not contain any information collection requirements subject to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520).

#### List of Subjects in 14 CFR Part 1204

Government employees, Government property, and Government property management.

For the reasons discussed above, NASA proposes to amend 14 CFR part 1204 as follows:

#### PART 1204—[AMENDED]

Add subpart 16 to read as follows:

##### Subpart 16—Temporary Duty Travel— Issuance of Motor Vehicle for Home-to- Work Transportation Authority

Sec.

1204.1600 Issuance of motor vehicle for home-to-work.

**Authority:** 31 U.S.C. 1344 note, 40 U.S.C. 486(c).

##### § 1204.1600 Issuance of motor vehicle for home-to-work.

When a NASA employee on temporary duty travel is authorized to travel by Government motor vehicle, and the official authorizing the travel determines that there will be a significant savings in time, a Government motor vehicle may be issued at the close of the preceding working day and taken to the employee's residence prior to the commencement of official travel. Similarly, when a NASA employee is scheduled to return from temporary duty travel after the close of working hours, the motor vehicle may be taken to the employee's residence and returned the next regular working day.

Dated: June 5, 2003.

**Sean O'Keefe,**  
Administrator.

[FR Doc. 03-15693 Filed 6-20-03; 8:45 am]

BILLING CODE 7510-01-P

#### DEPARTMENT OF JUSTICE

##### Bureau of Alcohol, Tobacco, Firearms, and Explosives

##### 27 CFR Part 555

[ATF Notice No. 2; AG Order No. 2675-2003; Ref: Notice No. 968; Docket No. ATF2000R-9P]

RIN 1140-AA01

##### Commerce in Explosives

**AGENCY:** Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF), Department of Justice.

**ACTION:** Proposed rule; reopening of comment period.

**SUMMARY:** This notice reopens the comment period for Notice No. 968, a notice of proposed rulemaking, published in the **Federal Register** on January 29, 2003. ATF has received three requests to extend the comment period in order to provide sufficient time for all interested parties to respond to the issues raised in the notice.

**DATES:** Comments must be received on or before July 7, 2003.

**ADDRESSES:** Send written comments to: James P. Ficareta, Program Manager; Room 5150; Bureau of Alcohol, Tobacco, Firearms, and Explosives; P.O. Box 50221; Washington, DC 20091-0221; *ATTN:* ATF No. 968. Written comments must be signed, and may be of any length.

E-mail comments may be submitted to: *nprm@atf.gov*. E-mail comments must contain your name, mailing address, and e-mail address. They must also reference this document number, as noted above, and be legible when printed on 8½" x 11" paper. ATF will treat e-mail as originals and ATF will not acknowledge receipt of e-mail. See the Public Participation section at the end of the **SUPPLEMENTARY INFORMATION** section for requirements for submitting written comments by facsimile.

##### FOR FURTHER INFORMATION CONTACT:

James P. Ficareta; Firearms, Explosives and Arson; Bureau of Alcohol, Tobacco, Firearms, and Explosives; U.S. Department of Justice; 650 Massachusetts Avenue, NW., Washington, DC 20226, telephone (202) 927-8203.

##### SUPPLEMENTARY INFORMATION:

##### Background

On January 29, 2003, ATF published in the **Federal Register** a notice of proposed rulemaking (NPRM) soliciting comments from the public and industry on a proposal to amend the regulations in part 555, Commerce in Explosives (Notice No. 968, 68 FR 4406). ATF issued the NPRM, in part, pursuant to the Regulatory Flexibility Act (RFA), which requires an agency to review, within 10 years of publication, rules for which an agency prepared a final regulatory flexibility analysis addressing the impact of the rule on small businesses or other small entities. Based on comments ATF received in response to the RFA analysis, the notice proposed amendments to the explosives regulations relating to fireworks. In addition, the notice proposed to incorporate into the regulations the provisions of an ATF ruling concerning alternate construction standards for storage facilities for explosive materials. The notice also proposed amendments to the regulations that were initiated by ATF, as well as amendments that were proposed by members of the explosives industry.

The comment period for Notice No. 968 closed on April 29, 2003. Prior to the close of the comment period, ATF received three requests to extend the comment period. One request came

from the Institute of Makers of Explosives (IME), a trade association of the commercial explosives industry representing all U.S. manufacturers of high explosives and other companies that distribute explosives or provide other related services. Among other reasons provided, IME stated that the scope of the NPRM and the importance of the proposed rule to the commercial explosives industry require it to conduct a comprehensive review and evaluation of the proposed regulations. IME determined that it cannot conclude such a review in the time currently allotted for comment submission and requested a 90-day extension of the comment period.

The International Society of Explosives Engineers (ISEE) provided similar reasons for requesting an extension of the comment period. ISEE stated that it is a technical society and the largest association of commercial explosives users in the United States, representing more than 4500 members engaged in the manufacture, transportation, storage, handling, use, and disposal of commercial explosives and related activities. ISEE requested an extension of the comment period of at least 90 days. A third commenter, citing the magnitude of the proposed amendments in Notice No. 968, also requested an extension of the comment period.

In consideration of the above, the Department of Justice believes that a reopening of the comment period is warranted. However, the comment period is being reopened until July 7, 2003. The Department believes that this is a sufficient amount of time for all interested parties to respond.

#### Public Participation

You may also submit written comments by facsimile transmission to (202) 927-8525. Facsimile comments must:

- Be legible;
- Reference this document number;
- Be 8½" x 11" in size;
- Contain a legible written signature; and
- Be not more than five pages long.

ATF will not acknowledge receipt of facsimile transmissions. ATF will treat facsimile transmissions as originals.

#### Disclosure

Copies of this notice, Notice No. 968, and the comments received will be available for public inspection by appointment during normal business hours at: ATF Reference Library, Room 6480, 650 Massachusetts Avenue, NW., Washington, DC 20226, telephone (202) 927-7890.

#### Drafting Information

The author of this document is James P. Ficareta; Firearms, Explosives and Arson; Bureau of Alcohol, Tobacco, Firearms, and Explosives.

#### List of Subjects in 27 CFR Part 555

Administrative practice and procedure, Authority delegations, Customs duties and inspection, Explosives, Hazardous materials, Imports, Penalties, Reporting and recordkeeping requirements, Safety, Security measures, Seizures and forfeitures, Transportation, and Warehouses.

#### Authority and Issuance

This notice is issued under the authority in 18 U.S.C. 847.

Dated: June 17, 2003.

**John Ashcroft,**

*Attorney General.*

[FR Doc. 03-15777 Filed 6-20-03; 8:45 am]

**BILLING CODE 4410-FY-P**

### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 70

[MI 82-01-7291; FRL-7517-4]

#### Clean Air Act Proposed Approval of Operating Permit Program Revisions; Michigan

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** The EPA is proposing to approve revisions to Rule (R) 336.1216 of Michigan's title V air operating permit program. Michigan has not yet promulgated the rule revision which the State has submitted in draft for EPA action; however, if Michigan finalizes the revision as drafted, the permit shield provisions will no longer apply to certain administrative permit amendments. This rule revision would resolve the deficiency identified in EPA's Notice of Deficiency (NOD), published in the **Federal Register** on December 11, 2001.

The EPA is proposing to approve Michigan's operating permit program rule revision at the same time that Michigan is processing the rule revision. The EPA will finalize its approval of Michigan's program revision if Michigan promulgates and submits a final rule identical in substance to the draft rule it is processing.

**DATES:** Written comments on this proposed rule must be received on or before July 23, 2003.

**ADDRESSES:** Send comments to: Robert Miller, Chief, Permits and Grants Section, Air Programs Branch (AR-18J), EPA Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

Copies of the State's submittal are available for inspection at the following location: EPA Region 5, Air and Radiation Division, 77 West Jackson Boulevard, Chicago, Illinois 60604. Please contact the person listed below to arrange a time to inspect the submittal.

**FOR FURTHER INFORMATION CONTACT:** Beth Valenziano, Permits and Grants Section, Air Programs Branch, 77 West Jackson Boulevard (AR-18J), Chicago, Illinois 60604, (312) 886-2703, [valenziano.beth@epa.gov](mailto:valenziano.beth@epa.gov).

**SUPPLEMENTARY INFORMATION:** This section provides additional information by addressing the following:

- I. What is the history of Michigan's title V operating permit program?
- II. What is the program revision that EPA is proposing to approve?
- III. What is involved in this proposed action?
- IV. Statutory and Executive Order reviews

#### I. What Is the History of Michigan's Title V Operating Permit Program?

As required under Subchapter V of the Clean Air Act (Act), EPA has promulgated regulations that define the minimum elements of an approvable state operating permit program and the corresponding standards and procedures by which EPA will approve, oversee, or withdraw approval of state operating permit programs (*see* 57 FR 32250 (July 21, 1992)). These regulations are codified at 40 Code of Federal Regulations (CFR) part 70. Pursuant to Subchapter V, generally known as title V, states and local permitting authorities developed, and submitted to EPA, programs for issuing operating permits to all major stationary sources and to certain other sources.

The Michigan Department of Environmental Quality submitted the State's title V operating permit program for EPA approval on May 16, 1995, with supplements submitted on July 20, 1995, October 6, 1995, November 7, 1995, and January 8, 1996. The EPA granted interim approval of the Michigan title V program on January 10, 1997 (62 FR 1387), and the program became effective on February 10, 1997. Subsequently, based on the interim approval corrections that the State submitted on June 1, 2001 and September 20, 2001, EPA granted full approval of the Michigan title V program, effective November 30, 2001. The EPA published the full program approval in the **Federal Register** on December 4, 2001 (66 FR 62949).