

businesses, small government organizations, and small government jurisdictions.

For purposes of assessing the impacts of the proposed rule on small entities, small entity is defined as follows:

(1) A small business in the regulated industry that has a gross annual revenue less than \$6 million;

(2) A small governmental jurisdiction that is a government of a city, county, town, school district or special district with a population of less than 50,000; or

(3) A small organization that is any not-for-profit enterprise that is independently owned and operated and is not dominant in its field.

Section 605 of the RFA requires Federal agencies to give special consideration to the impacts of regulations on small entities, which are small businesses, small organizations, and small governments. During the 1995 MWC rulemaking, EPA estimated that few, if any, small entities would be affected by the promulgated guidelines and standards and, therefore, a regulatory flexibility analysis was not required (*see* 60 FR 65413).

After considering the economic impacts of today's proposed rule on small entities, I certify that the proposed rule will not have a significant economic impact on a substantial number of small entities. The proposed rule will not impose any requirements on small entities because it does not impose any additional regulatory requirements.

#### List of Subjects in 40 CFR Parts 60 and 62

Environmental protection, Administrative practice and procedure, Air pollution control, Intergovernmental relations, Reporting and recordkeeping requirements.

Dated: July 8, 2004.

**Michael O. Leavitt,**

*Administrator.*

[FR Doc. 04-15943 Filed 7-13-04; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 64

[CG Docket No. 04-208; DA 04-1820]

#### National Association of State Utility Consumer Advocates' (NASUCA) Petition for Declaratory Ruling Regarding Truth-in-Billing

**AGENCY:** Federal Communications Commission.

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

**SUMMARY:** In this document, the Consumer and Governmental Affairs Bureau grants a limited extension of the deadline for filing reply comments in CG Docket 04-208 on or before August 13, 2004, seeking comment on the NASUCA petition for declaratory ruling regarding truth-in-billing and billing formats for both wireline and wireless telecommunication carriers.

**DATES:** Comments are due on or before July 14, 2004, and reply comments are due on or before August 13, 2004.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW., Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Ruth Yodaiken or Kelli Farmer of the Consumer & Governmental Affairs Bureau at (202) 418-2512.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Order* DA 04-1820, adopted June 23, 2004, and released June 24, 2004. When filing comments, please reference CG Docket No. 04-208. Pursuant to 47 CFR 1.415, 1.419, interested parties may file comments on or before July 14, 2004, and reply comments on or before August 13, 2004. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. *See* Electronic Filing of Documents in Rulemaking Proceedings, 63 FR 24121, May 1, 1998. Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/efile/ecfs.html>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and should include the following words in the body of the message, "get form." A sample form and directions will be sent in reply. Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, commenters must submit two additional copies for each additional docket or

rulemaking number. Filings can be sent by hand or messenger delivery, by electronic media, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Natek Inc., will receive hand-delivered or messenger-delivered paper filings or electronic media for the Commission's Secretary at 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 20002. The filing hours at this location are 8 a.m. to 7 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial and electronic media sent by overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW., Washington, DC 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission, 445 12th Street, SW., Room TW-B204, Washington, DC 20554. Parties who choose to file comments by paper should also submit their comments on diskette. These diskettes should be submitted to Kelli Farmer, Consumer & Governmental Affairs Bureau, Policy Division, 445 12th Street, SW., Rm 4-C734, Washington, DC 20554. Such a submission should be on a 3.5 inch diskette formatted in an IBM compatible format using Word 97 or compatible software. The diskette should be accompanied by a cover letter and should be submitted in "read only" mode. The diskette should be clearly labeled with the commenter's name, proceeding (including the lead docket number in this case, CG Docket No 04-208), type of pleading (comment or reply comment), date of submission, and the name of the electronic file on the diskette. The label should also include the following phrase "disk copy-not an original." Each diskette should contain only one party's pleadings, preferably in a single electronic file. Copies of this document are available through the Commission's copy contractor Best Copy and Printing Inc. (BCPI), Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554. Customers may also contact BCPI at their Web site: <http://www.bcpweb.com> or call 1-800-378-3160.

To request materials in accessible formats for people with disabilities

(Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice) or (202) 418-0432 (TTY). This Order can also be downloaded in Word and Portable Document Format (PDF) at <http://www.fcc.gov/cgb/policy/truthinbill.html>.

### Synopsis

On May 25, 2004, the Commission released a *Public Notice* seeking comment on the National Association of State Utility Consumer Advocates' (NASUCA) petition for declaratory ruling regarding truth-in-billing and billing formats for both wireline and wireless telecommunications carriers. See Petition for Declaratory Ruling, CC Docket No. 98-170, filed March 30, 2004. The *Public Notice* stated that interested parties could file comments within 30 and 45 days respectively, after its publication in the **Federal Register**. See National Association of State Utility Consumer Advocates (NASUCA) Petition for Declaratory Ruling Regarding Truth-in-Billing and Billing Format, CG Docket No. 04-208, *Public Notice*, 69 FR 33021, June 14, 2004. The *Public Notice* was published in the **Federal Register** on June 14, 2004, making comments due on or before July 14, 2004, and reply comments on or before July 29, 2004. *Id.* On June 11, 2004, the NASUCA filed a motion to extend the deadline for filing reply comments in this proceeding. See NASUCA Motion for Extension of Time, CG Docket No. 04-208 (filed June 11, 2004). In its pleading NASUCA requests an extension of time to file reply comments stating that "[i]n light of the important legal, economic and policy issues raised in NASUCA's petition and the volume of comments that are likely to be filed in response to that petition, the 15-day period allowed for in the *Public Notice* is simply not adequate to permit NASUCA and others to provide the Commission with a full reply joining the issues." *Id.* at 2. NASUCA goes on to suggest that "a brief, 15-day extension will greatly facilitate the development of a complete record for the Commission's review." *Id.* at 2. It is the policy of the Commission that extensions of time are not routinely granted. See 47 CFR 1.46(a). In this instance, however, the Bureau finds that NASUCA has shown good cause for an extension of the deadline for filing reply comments in this proceeding. Because of the complexity of the issues involved and the high number of comments expected to be filed, we grant a limited extension so that parties may file reply comments

in this docket on or before August 13, 2004.

Accordingly, *it is so ordered*, pursuant to the authority delegated under section 0.141 of the Commission's rules, 47 CFR 0.141, that NASUCA's Motion for Extension of Time in the above-captioned proceeding *is granted* to the extent set forth herein.

Federal Communications Commission.

**Thomas D. Wyatt,**

*Deputy Chief, Consumer & Governmental Affairs Bureau.*

[FR Doc. 04-16088 Filed 7-13-04; 8:45 am]

**BILLING CODE 6712-01-P**

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## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

#### 49 CFR Part 571

[Docket No. NHTSA-2004-18039]

#### NHTSA's Four-Year Plan for Hydrogen, Fuel Cell and Alternative Fuel Vehicle Safety Research

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

**ACTION:** Request for comments.

**SUMMARY:** This notice announces the availability of a planning document that describes the scope and timeline of NHTSA's proposed research program addressing safety and fuel economy assessment of hydrogen-powered fuel cell and internal combustion engine vehicles.

Ensuring that hydrogen internal combustion engine (ICE) and fuel cell powered vehicles provide a level of safety comparable to that of other vehicles currently in use in the United States requires a substantial research effort. Hydrogen-powered vehicles will utilize many advanced and unique technologies that have not been tested in the transportation environment. Very little data are available concerning the safe performance of these vehicles because so few exist; they are typically prototypes handled by specially trained personnel. Many manufacturers, however, are substantially investing in producing and marketing these vehicles in the near future. As these vehicles are deployed into the fleet, the safety of hydrogen as a fuel and the safety of alternative fuel vehicles in crashes becomes an important issue for public safety. A failure to adequately address safety concerns in the earliest stages of development could have a negative impact on the deployment of this new technology.

Corollary efforts by NHTSA that are covered in the plan address fuel economy and international harmonization of global technical regulations for hydrogen vehicles. The agency will analyze the potential increases in the fleet fuel economy. NHTSA will also work with its international counterparts to determine the content of regulations pertaining to fuel cell and ICE hydrogen vehicles.

NHTSA seeks public review and comment on the planning document. Comments received will be evaluated and incorporated, as appropriate, into planned agency activities.

**DATES:** Comments should be submitted early enough to ensure that Docket Management receives them not later than October 12, 2004.

**ADDRESSES:** Interested persons may obtain a copy of the research plan by downloading the document from the Document Management System (DMS), U.S. Department of Transportation, at the address provided below, or from NHTSA's Web site at <http://www-nrd.nhtsa.dot.gov/departments/nrd-11/H2-4yr-plan.html>. Alternatively, interested persons may obtain a copy of the document by contacting the agency official(s) listed in the section titled, "For Further Information Contact," immediately below. You may submit your comments (identified by DOT DMS Docket Number NHTSA-2004-18039) by any of the following methods:

- Web Site: <http://dms.dot.gov>. Follow the instructions for submitting comments on the DOT electronic docket site.
- Fax: (202) 493-2251.
- Mail: Docket Management Facility; U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, Room PL-401, Washington, DC 20590-001.
- Hand Delivery: Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.
- Federal eRulemaking Portal: Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

**FOR FURTHER INFORMATION CONTACT:** The following persons at the National Highway Traffic Safety Administration, 400 Seventh Street, SW., Washington, DC 20590:

#### *For Technical Issues*

Barbara C. Hennessey, Office of Applied Vehicle Safety Research, NVS-320, telephone (202) 366-4714, e-mail [Barbara.Hennessey@nhtsa.dot.gov](mailto:Barbara.Hennessey@nhtsa.dot.gov).