

is within the scope of that authority because it addresses an unsafe condition that is likely to exist or develop on products identified in this rulemaking action.

### Regulatory Findings

We determined that this proposed AD would not have federalism implications under Executive Order 13132. This proposed AD would not have a substantial direct effect on the States, on the relationship between the national Government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed above, I certify this proposed regulation:

1. Is not a "significant regulatory action" under Executive Order 12866;
2. Is not a "significant rule" under the DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and
3. Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

We prepared a regulatory evaluation of the estimated costs to comply with this proposed AD and placed it in the AD docket.

### List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

### The Proposed Amendment

Accordingly, under the authority delegated to me by the Administrator, the FAA proposes to amend 14 CFR part 39 as follows:

### PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

#### § 39.13 [Amended]

2. The FAA amends § 39.13 by adding the following new AD:

**Rolls-Royce plc:** Docket No. FAA-2007-28059; Directorate Identifier 2007-NE-13-AD.

#### Comments Due Date

(a) We must receive comments by November 14, 2007.

#### Affected ADs

(b) None.

#### Applicability

(c) This AD applies to Rolls-Royce plc RB211 Trent 553-61, 553A2-61, 556-61, 556A2-61, 556B-61, 560-61, 560A2-61, 768-60, 772-60, 772B-60, 772C-60, 875-17, 877-17, 884-17, 884B-17, 892-17, 892B-17,

and 895-17 turbofan engines. These engines are installed on, but not limited to, Airbus A330, A340-500, A340-600, and Boeing 777 series airplanes.

#### Reason

(d) This action is necessary following the discovery of IP Compressor Rotor rear balance land cracking on an in-service Trent 800 engine. Stress analysis of the damaged rotor has shown a possible threat to the rotor integrity, the cracking therefore presents a potential unsafe condition. The proposed AD would require actions that are intended to address the unsafe condition described in the MCAI.

We are proposing this AD to detect cracking on the intermediate pressure (IP) Compressor rotor rear balance land. IP compressor rotor rear balance land cracking can lead to uncontained failure of the rotor and damage to the airplane.

#### Actions and Compliance

(e) Unless already done, do the following actions:

##### Inspection—On-Wing

(1) Applicable to RR Trent 800 engines not previously inspected per Rolls-Royce RB211 Propulsion System Alert Non Modification Service Bulletin RB.211-72-AF260, Revision 1, dated January 17, 2007 or original issue, dated October 17, 2006: Within 400 flight cycles of the Effective Date of this AD inspect the IP Compressor rotor rear balance land for cracks in accordance with Rolls-Royce RB211 Propulsion System Alert Non Modification Service Bulletin RB.211-72-AF313, dated February 22, 2007 section 3 Accomplishment Instructions. Engines on which cracking is found should be rejected from service.

##### Inspection—In-Shop

(2) Applicable to RR Trent 500, 700 and 800 engines at each shop visit in which the engine is sufficiently disassembled to access the IP Compressor Module rear face: Inspect the IP Compressor rotor rear balance land for cracks in accordance with Rolls-Royce RB211 Propulsion System Alert Non Modification Service Bulletin RB.211-72-AF260, Revision 1, dated January 17, 2007, or original issue section 3 Accomplishment Instructions.

#### Other FAA AD Provisions

(f) *Alternative Methods of Compliance (AMOCs):* The Manager, Engine Certification Office, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19.

#### Related Information

(g) Refer to EASA Airworthiness Directive 2007-0052, dated February 23, 2007, and Rolls-Royce plc Alert Service Bulletin (ASB) RB.211-72-AF313, dated February 22, 2007, and ASB RB.211-72-AF260, Revision 1, dated January 17, 2007, for related information.

(h) Contact Christopher Spinney, Aerospace Engineer, Engine Certification Office, FAA, Engine & Propeller Directorate, 12 New England Executive Park, Burlington, MA 01803; e-mail: [christopher.spinney@faa.gov](mailto:christopher.spinney@faa.gov); telephone (781) 238-7175; fax (781) 238-7199, for more information about this AD.

Issued in Burlington, Massachusetts, on October 9, 2007.

**Peter A. White,**

*Acting Manager, Engine and Propeller Directorate, Aircraft Certification Service.*

[FR Doc. E7-20242 Filed 10-12-07; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

#### 49 CFR Part 541

[Docket No. NHTSA 2007-28874]

### Preliminary Theft Data; Motor Vehicle Theft Prevention Standard

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

**ACTION:** Publication of preliminary theft data; request for comments.

**SUMMARY:** This document requests comments on data about passenger motor vehicle thefts that occurred in calendar year (CY) 2005 including theft rates for existing passenger motor vehicle lines manufactured in model year (MY) 2005. The preliminary theft data indicate that the vehicle theft rate for CY/MY 2005 vehicles (1.85 thefts per thousand vehicles) increased by 1.1 percent from the theft rate for CY/MY 2004 vehicles (1.83 thefts per thousand vehicles).

Publication of these data fulfills NHTSA's statutory obligation to periodically obtain accurate and timely theft data, and publish the information for review and comment.

**DATES:** Comments must be submitted on or before December 14, 2007.

**ADDRESSES:** You may submit comments (identified by DOT Docket No. NHTSA-2007-28874) by any of the following methods:

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

- *Mail:* 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 or Courier:* West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., between 9 a.m. and 5 p.m. ET, Monday through Friday, except Federal holidays.

- *Fax:* 202-493-2251.

*Instructions:* For detailed instructions on submitting comments and additional information on the rulemaking process, see the Public Participation heading of

the **SUPPLEMENTARY INFORMATION** section of this document. Note that all comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided. Please see the Privacy Act heading below.

**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 <http://DocketInfo.dot.gov>.

**Docket:** For access to the docket to read background documents or comments received, go to <http://www.regulations.gov>, or the street address listed above. Follow the online instructions for accessing the dockets.

**FOR FURTHER INFORMATION CONTACT:** Ms. Carlita Ballard, Office of International Policy, Fuel Economy and Consumer Programs, NHTSA, 1200 New Jersey Avenue, SE., Washington, DC 20590. Ms. Ballard's telephone number is (202) 366-0846. Her fax number is (202) 493-2990.

**SUPPLEMENTARY INFORMATION:** NHTSA administers a program for reducing

motor vehicle theft. The central feature of this program is the Federal Motor Vehicle Theft Prevention Standard, 49 CFR Part 541. The standard specifies performance requirements for inscribing or affixing vehicle identification numbers (VINs) onto certain major original equipment and replacement parts of high-theft lines of passenger motor vehicles.

The agency is required by 49 U.S.C. 33104(b)(4) to periodically obtain, from the most reliable source, accurate and timely theft data, and publish the data for review and comment. To fulfill the § 33104(b)(4) mandate, this document reports the preliminary theft data for CY 2005 the most recent calendar year for which data are available.

In calculating the 2005 theft rates, NHTSA followed the same procedures it used in calculating the MY 2004 theft rates. (For 2004 theft data calculations, see 71 FR 59400, October 10, 2006.) As in all previous reports, NHTSA's data were based on information provided to the agency by the National Crime Information Center (NCIC) of the Federal Bureau of Investigation. The NCIC is a governmental system that receives vehicle theft information from nearly 23,000 criminal justice agencies and other law enforcement authorities throughout the United States. The NCIC data also include reported thefts of self-

insured and uninsured vehicles, not all of which are reported to other data sources. The 2005 theft rate for each vehicle line was calculated by dividing the number of reported thefts of MY 2005 vehicles of that line stolen during calendar year 2005, by the total number of vehicles in that line manufactured for MY 2005, as reported by manufacturers to the Environmental Protection Agency.

The preliminary 2005 theft data show an increase in the vehicle theft rate when compared to the theft rate experienced in CY/MY 2004. The preliminary theft rate for MY 2005 passenger vehicles stolen in calendar year 2005 increased to 1.85 thefts per thousand vehicles produced, an increase of 1.1 percent from the rate of 1.83 thefts per thousand vehicles experienced by MY 2004 vehicles in CY 2004. For MY 2005 vehicles, out of a total of 233 vehicle lines, 24 lines had a theft rate higher than 3.5826 per thousand vehicles, the established median theft rate for MYs 1990/1991 (See 59 FR 12400, March 16, 1994). Of the 24 vehicle lines with a theft rate higher than 3.5826, 21 are passenger car lines, two are multipurpose passenger vehicle lines, and one is a light-duty truck line.

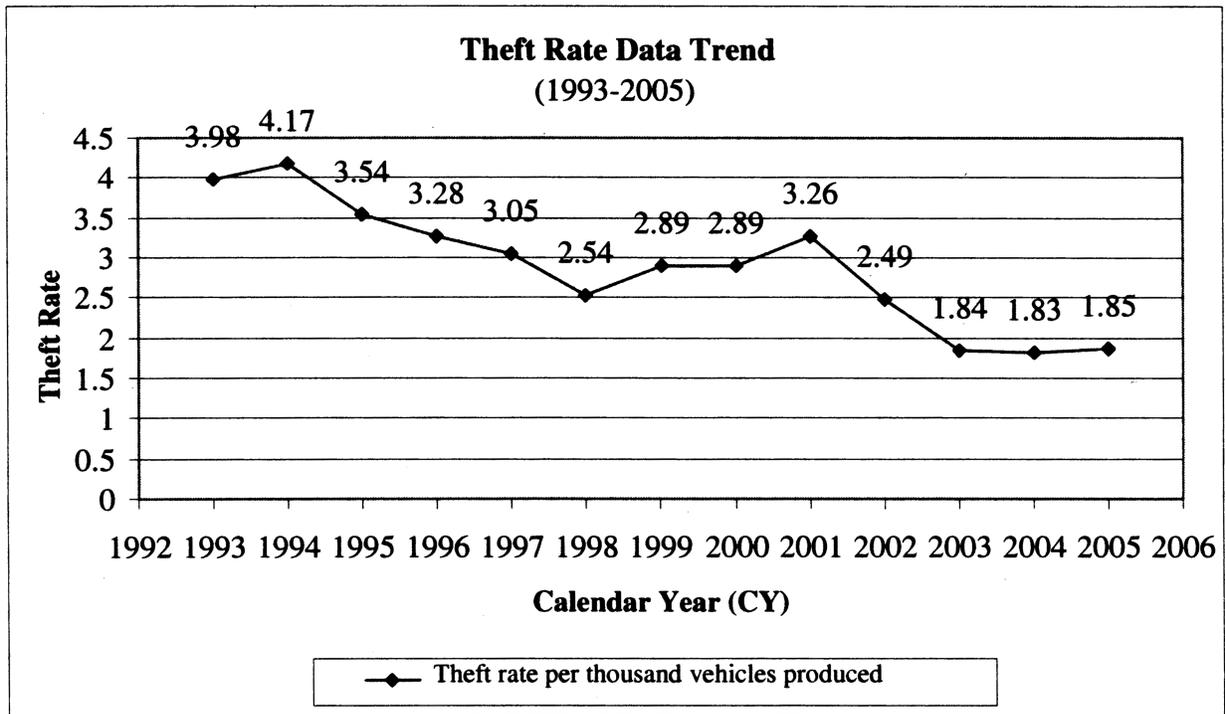


Figure 1: Theft Rate Data Trend (1993-2005)

In Table I, NHTSA has tentatively ranked each of the MY 2005 vehicle lines in descending order of theft rate. Public comment is sought on the accuracy of the data, including the data for the production volumes of individual vehicle lines.

Comments must not exceed 15 pages in length (49 CFR part 553.21). Attachments may be appended to these submissions without regard to the 15 page limit. This limitation is intended to encourage commenters to detail their primary arguments in a concise fashion.

If a commenter wishes to submit certain information under a claim of confidentiality, three copies of the complete submission, including purportedly confidential business information, should be submitted to the Chief Counsel, NHTSA, at the street address given above, and two copies from which the purportedly confidential information has been deleted should be

submitted to Dockets. A request for confidentiality should be accompanied by a cover letter setting forth the information specified in the agency's confidential business information regulation. 49 CFR part 512.

All comments received before the close of business on the comment closing date indicated above for this document will be considered, and will be available for examination in the docket at the above address both before and after that date. To the extent possible, comments filed after the closing date will also be considered. Comments on this document will be available for inspection in the docket. NHTSA will continue to file relevant information as it becomes available for inspection in the docket after the closing date, and it is recommended that interested persons continue to examine the docket for new material.

Those persons desiring to be notified upon receipt of their comments in the rules docket should enclose a self-addressed, stamped postcard in the envelope with their comments. Upon receiving the comments, the docket supervisor will return the postcard by mail.

*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 (Volume 65, Number 70; Pages 19477-78) or you may visit <http://dms.dot.gov>.

**Authority:** 49 U.S.C. 33101, 33102 and 33104; delegation of authority at 49 CFR 1.50.

PRELIMINARY REPORT OF THEFT RATES FOR MODEL YEAR 2005 PASSENGER MOTOR VEHICLES STOLEN IN CALENDAR YEAR 2005

Manufacturer	Make/model (line)	Thefts 2005	Production (mfr's) 2005	2005 Theft rate (per 1,000 vehicles produced)
1 TOYOTA .....	TOYOTA TUNDRA PICKUP .....	265	14,194	18.6699
2 SUZUKI .....	AERIO .....	77	11,804	6.5232
3 KIA .....	RIO .....	156	26,328	5.9253
4 MERCEDES BENZ .....	215 (CL-CLASS) .....	9	1,601	5.6215
5 JAGUAR .....	XKR .....	4	748	5.3476
6 GENERAL MOTORS .....	CHEVROLET MONTE CARLO .....	188	35,876	5.2403
7 MITSUBISHI .....	GALANT .....	150	28,808	5.2069
8 DAIMLERCHRYSLER .....	DODGE NEON .....	783	154,231	5.0768
9 DAIMLERCHRYSLER .....	DODGE MAGNUM .....	387	79,254	4.8830
10 DAIMLERCHRYSLER .....	CHRYSLER SEBRING .....	242	49,892	4.8505
11 DAIMLERCHRYSLER .....	DODGE STRATUS .....	452	94,735	4.7712
12 KIA .....	OPTIMA .....	145	31,362	4.6234
13 MITSUBISHI .....	LANCER .....	141	31,226	4.5155
14 NISSAN .....	SENTRA .....	519	116,354	4.4605
15 GENERAL MOTORS .....	CHEVROLET MALIBU .....	908	212,400	4.2750
16 TOYOTA .....	TOYOTA ECHO .....	43	10,540	4.0797
17 GENERAL MOTORS .....	PONTIAC GRAND AM .....	248	61,502	4.0324
18 TOYOTA .....	LEXUS GS .....	12	3,004	3.9947
19 SUZUKI .....	FORENZA .....	129	33,387	3.8638
20 NISSAN .....	INFINITI FX45 .....	7	1,850	3.7838
21 GENERAL MOTORS .....	CHEVROLET CAVALIER .....	351	95,838	3.6624
22 HONDA .....	ACURA RSX .....	69	19,135	3.6060
23 KIA .....	SPECTRA .....	191	53,027	3.6019
24 HONDA .....	S2000 .....	32	8,921	3.5870
25 MASERATI .....	SPYDER/F1 .....	1	289	3.4602
26 GENERAL MOTORS .....	PONTIAC SUNFIRE .....	132	38,239	3.4520
27 DAIMLERCHRYSLER .....	CHRYSLER SEBRING CONVERTIBLE .....	114	33,498	3.4032
28 SUZUKI .....	VITARA/GRAND VITARA .....	81	24,542	3.3005
29 TOYOTA .....	TOYOTA MR2 SPYDER .....	3	912	3.2895
30 TOYOTA .....	LEXUS IS .....	20	6,343	3.1531
31 DAIMLERCHRYSLER .....	CHRYSLER 300 .....	499	158,545	3.1474
32 SUZUKI .....	VERONA .....	23	7,409	3.1043
33 HYUNDAI .....	ACCENT .....	158	51,121	3.0907
34 GENERAL MOTORS .....	CHEVROLET AVEO .....	196	64,250	3.0506
35 HYUNDAI .....	TIBURON .....	46	15,100	3.0464
36 GENERAL MOTORS .....	CHEVROLET IMPALA .....	701	230,633	3.0395
37 NISSAN .....	350Z .....	82	27,146	3.0207
38 MITSUBISHI .....	ECLIPSE .....	25	8,471	2.9512
39 FORD MOTOR CO .....	LINCOLN LS .....	64	21,743	2.9435
40 GENERAL MOTORS .....	CHEVROLET COBALT .....	410	140,975	2.9083

## PRELIMINARY REPORT OF THEFT RATES FOR MODEL YEAR 2005 PASSENGER MOTOR VEHICLES STOLEN IN CALENDAR YEAR 2005—Continued

Manufacturer	Make/model (line)	Thefts 2005	Production (mfr's) 2005	2005 Theft rate (per 1,000 vehicles produced)	
41	NISSAN	INFINITI QX56	36	12,666	2.8423
42	NISSAN	MAXIMA	209	73,931	2.8270
43	NISSAN	ALTIMA	1,035	368,779	2.8066
44	MAZDA	6	191	68,252	2.7985
45	SUZUKI	RENO	16	5,736	2.7894
46	TOYOTA	SCION XB	187	67,396	2.7746
47	SUBARU	IMPREZA	103	38,390	2.6830
48	GENERAL MOTORS	PONTIAC GRAND PRIX	284	107,972	2.6303
49	FORD MOTOR CO	FORD TAURUS	527	201,826	2.6112
50	FORD MOTOR CO	FORD FOCUS	637	245,780	2.5917
51	TOYOTA	TOYOTA CELICA	11	4,258	2.5834
52	BMW	M3	14	5,471	2.5589
53	GENERAL MOTORS	PONTIAC GTO	28	11,065	2.5305
54	ROLLS ROYCE	PHANTOM	1	399	2.5063
55	FORD MOTOR CO	FORD MUSTANG	362	145,599	2.4863
56	MITSUBISHI	OUTLANDER	36	14,983	2.4027
57	GENERAL MOTORS	CHEVROLET BLAZER S10/T10	12	5,018	2.3914
58	NISSAN	INFINITI FX35	72	30,172	2.3863
59	DAIMLERCHRYSLER	JEEP WRANGLER	178	74,706	2.3827
60	GENERAL MOTORS	CADILLAC XLR	9	3,828	2.3511
61	BMW	6	25	10,636	2.3505
62	TOYOTA	TOYOTA COROLLA	864	368,744	2.3431
63	TOYOTA	SCION TC	146	62,321	2.3427
64	NISSAN	FRONTIER PICKUP	146	62,799	2.3249
65	MITSUBISHI	ENDEAVOR	46	20,871	2.2040
66	HYUNDAI	SONATA	175	79,781	2.1935
67	MAZDA	B SERIES PICKUP	12	5,686	2.1104
68	HYUNDAI	ELANTRA	277	132,495	2.0906
69	MITSUBISHI	MONTERO	8	3,829	2.0893
70	GENERAL MOTORS	PONTIAC G6	128	62,481	2.0486
71	NISSAN	XTERRA	113	55,179	2.0479
72	KIA	SEDONA VAN	156	76,527	2.0385
73	FORD MOTOR CO	FORD RANGER PICKUP	209	103,723	2.0150
74	VOLKSWAGEN	GOLF/GTI	29	14,447	2.0073
75	HONDA	CIVIC	577	288,917	1.9971
76	KIA	SORENTO	114	57,272	1.9905
77	MERCEDES BENZ	203 (C-CLASS)	139	70,818	1.9628
78	HONDA	ACURA TSX	70	35,836	1.9533
79	ISUZU	ASCENDER	14	7,219	1.9393
80	MAZDA	RX-8	34	17,608	1.9309
81	KIA	AMANTI	43	22,858	1.8812
82	TOYOTA	SCION XA	60	32,132	1.8673
83	TOYOTA	TOYOTA TACOMA PICKUP	283	151,776	1.8646
84	JAGUAR	XJ8/XJ8L	8	4,330	1.8476
85	NISSAN	INFINITI G35	120	65,227	1.8397
86	JAGUAR	S-TYPE	25	13,629	1.8343
87	MAZDA	3	158	86,184	1.8333
88	DAIMLERCHRYSLER	CHRYSLER PT CRUISER	240	133,335	1.8000
89	TOYOTA	LEXUS SC	16	9,019	1.7740
90	NISSAN	INFINITI Q45	3	1,712	1.7523
91	NISSAN	PATHFINDER	143	82,667	1.7298
92	MERCEDES BENZ	208 (CLK-CLASS)	37	21,724	1.7032
93	SUBARU	BAJA	14	8,244	1.6982
94	AUDI	A4/A4 QUATTRO/S4/S4 AVANT	80	47,470	1.6853
95	GENERAL MOTORS	CHEVROLET TRAILBLAZER	311	184,671	1.6841
96	TOYOTA	TOYOTA CAMRY/SOLARA	732	437,173	1.6744
97	NISSAN	QUEST VAN	60	35,913	1.6707
98	GENERAL MOTORS	PONTIAC AZTEK	17	10,197	1.6672
99	DAIMLERCHRYSLER	JEEP GRAND CHEROKEE	356	214,714	1.6580
100	MERCEDES BENZ	170 (SLK-CLASS)	17	10,310	1.6489
101	GENERAL MOTORS	BUICK CENTURY	65	40,051	1.6229
102	FORD MOTOR CO	FORD EXPLORER	317	196,740	1.6113
103	FORD MOTOR CO	MERCURY SABLE	58	36,134	1.6051
104	SAAB	9-2X	9	5,713	1.5754
105	HONDA	ACCORD	576	371,940	1.5486
106	FORD MOTOR CO	FORD EXPLORER SPORT TRAC	83	53,640	1.5474
107	HONDA	ACURA 3.2 TL	125	82,497	1.5152

PRELIMINARY REPORT OF THEFT RATES FOR MODEL YEAR 2005 PASSENGER MOTOR VEHICLES STOLEN IN CALENDAR  
YEAR 2005—Continued

Manufacturer	Make/model (line)	Thefts 2005	Production (mfr's) 2005	2005 Theft rate (per 1,000 vehicles produced)	
108	GENERAL MOTORS .....	CHEVROLET COLORADO .....	206	136,994	1.5037
109	BMW .....	3 .....	88	58,554	1.5029
110	BMW .....	5 .....	42	28,346	1.4817
111	FORD MOTOR CO .....	MERCURY MOUNTAINEER .....	48	32,416	1.4808
112	GENERAL MOTORS .....	SATURN ION .....	104	71,021	1.4644
113	DAIMLERCHRYSLER .....	CHRYSLER CROSSFIRE .....	36	24,679	1.4587
114	GENERAL MOTORS .....	GMC ENVOY .....	102	70,105	1.4550
115	KIA .....	SPORTAGE .....	35	24,351	1.4373
116	GENERAL MOTORS .....	GMC CANYON PICKUP .....	56	39,149	1.4304
117	FORD MOTOR CO .....	LINCOLN TOWN CAR .....	67	46,853	1.4300
118	MERCEDES BENZ .....	129 (SL-CLASS) .....	15	10,586	1.4170
119	NISSAN .....	MURANO .....	102	72,482	1.4072
120	TOYOTA .....	TOYOTA MATRIX .....	99	72,719	1.3614
121	HYUNDAI .....	SANTA FE .....	100	73,979	1.3517
122	HYUNDAI .....	XG300 .....	27	20,099	1.3434
123	GENERAL MOTORS .....	PONTIAC VIBE .....	95	71,357	1.3313
124	GENERAL MOTORS .....	CADILLAC DEVILLE .....	76	57,246	1.3276
125	VOLKSWAGEN .....	JETTA .....	116	87,710	1.3225
126	AUDI .....	A8 .....	7	5,336	1.3118
127	VOLKSWAGEN .....	PHAETON .....	1	768	1.3021
128	MAZDA .....	TRIBUTE .....	68	52,267	1.3010
129	JAGUAR .....	VANDEN PLAS/SUPER V8 .....	4	3,075	1.3008
130	FORD MOTOR CO .....	FORD CROWN VICTORIA .....	24	18,754	1.2797
131	FORD MOTOR CO .....	FORD FREESTAR VAN .....	92	72,690	1.2656
132	GENERAL MOTORS .....	CHEVROLET ASTRO VAN .....	29	23,439	1.2373
133	DAIMLERCHRYSLER .....	CHRYSLER PACIFICA .....	146	118,329	1.2338
134	GENERAL MOTORS .....	PONTIAC BONNEVILLE .....	26	21,519	1.2082
135	GENERAL MOTORS .....	CADILLAC CTS .....	74	61,323	1.2067
136	BMW .....	7 .....	9	7,495	1.2008
137	DAIMLERCHRYSLER .....	DODGE CARAVAN/GRAND CARAVAN .....	440	367,439	1.1975
138	TOYOTA .....	TOYOTA 4RUNNER .....	127	106,810	1.1890
139	DAIMLERCHRYSLER .....	DODGE VIPER .....	2	1,692	1.1820
140	HYUNDAI .....	TUCSON .....	71	61,346	1.1574
141	ASTON MARTIN .....	DB9 .....	1	874	1.1442
142	GENERAL MOTORS .....	GMC SAFARI VAN .....	5	4,441	1.1259
143	FORD MOTOR CO .....	FORD FIVE HUNDRED .....	109	97,689	1.1158
144	VOLVO .....	V70 .....	9	8,070	1.1152
145	MERCEDES BENZ .....	220 (S-CLASS) .....	13	11,831	1.0988
146	FORD MOTOR CO .....	FORD THUNDERBIRD .....	10	9,189	1.0883
147	BMW .....	X3 .....	31	28,657	1.0818
148	TOYOTA .....	LEXUS LS .....	31	29,049	1.0672
149	GENERAL MOTORS .....	CHEVROLET EQUINOX .....	192	183,758	1.0449
150	FORD MOTOR CO .....	FORD ESCAPE .....	252	243,658	1.0342
151	DAIMLERCHRYSLER .....	JEEP LIBERTY .....	178	173,110	1.0282
152	TOYOTA .....	LEXUS ES .....	83	80,735	1.0281
153	TOYOTA .....	LEXUS GX .....	28	27,260	1.0271
154	TOYOTA .....	TOYOTA AVALON .....	59	57,577	1.0247
155	GENERAL MOTORS .....	CHEVROLET CORVETTE .....	34	33,810	1.0056
156	GENERAL MOTORS .....	BUICK LESABRE .....	105	105,985	0.9907
157	TOYOTA .....	LEXUS RX .....	94	96,140	0.9777
158	PORSCHE .....	BOXSTER .....	6	6,142	0.9769
159	GENERAL MOTORS .....	CHEVROLET VENTURE VAN .....	24	25,341	0.9471
160	ROLLS ROYCE .....	BENTLEY CONTINENTAL .....	3	3,176	0.9446
161	VOLVO .....	S40 .....	24	25,722	0.9331
162	TOYOTA .....	TOYOTA RAV4 .....	75	82,037	0.9142
163	BMW .....	Z4 .....	10	11,079	0.9026
164	HONDA .....	ELEMENT .....	47	52,440	0.8963
165	FORD MOTOR CO .....	MERCURY MARINER .....	29	32,734	0.8859
166	GENERAL MOTORS .....	SATURN LS .....	6	6,790	0.8837
167	FORD MOTOR CO .....	MERCURY GRAND MARQUIS .....	61	69,862	0.8731
168	TOYOTA .....	TOYOTA HIGHLANDER .....	113	130,146	0.8683
169	GENERAL MOTORS .....	BUICK PARK AVENUE .....	8	9,282	0.8619
170	GENERAL MOTORS .....	SATURN VUE .....	56	65,105	0.8601
171	VOLKSWAGEN .....	PASSAT .....	30	35,149	0.8535
172	PORSCHE .....	911 .....	7	8,391	0.8342
173	GENERAL MOTORS .....	CADILLAC STS .....	31	37,226	0.8328
174	TOYOTA .....	TOYOTA SIENNA VAN .....	144	172,999	0.8324

## PRELIMINARY REPORT OF THEFT RATES FOR MODEL YEAR 2005 PASSENGER MOTOR VEHICLES STOLEN IN CALENDAR YEAR 2005—Continued

Manufacturer	Make/model (line)	Thefts 2005	Production (mfr's) 2005	2005 Theft rate (per 1,000 vehicles produced)	
175	GENERAL MOTORS	BUICK LACROSSE/ALLURE	68	81,894	0.8303
176	LAND ROVER	FREELANDER	2	2,441	0.8193
177	MAZDA	MPV VAN	15	18,902	0.7936
178	HONDA	ACURA 3.5 RL	17	21,526	0.7897
179	VOLKSWAGEN	NEW BEETLE	27	34,410	0.7847
180	AUDI	A6/A6 QUATTRO/S6/S6 AVANT	12	15,432	0.7776
181	DAIMLERCHRYSLER	CHRYSLER TOWN & COUNTRY	195	253,162	0.7703
182	GENERAL MOTORS	BUICK RENDEZVOUS	42	54,775	0.7668
183	VOLVO	XC90	33	43,213	0.7637
184	FORD MOTOR CO	MERCURY MONTEREY VAN	5	6,703	0.7459
185	MERCEDES BENZ	210 (E-CLASS)	30	40,445	0.7417
186	VOLVO	S80	8	10,918	0.7327
187	GENERAL MOTORS	BUICK RAINIER	10	13,648	0.7327
188	VOLVO	S60	15	23,029	0.6514
189	BMW	MINI COOPER	30	47,444	0.6323
190	HONDA	CR-V	88	144,472	0.6091
191	SAAB	9-3	13	21,433	0.6065
192	LOTUS	ELISE	2	3,320	0.6024
193	SUBARU	LEGACY/OUTBACK	21	34,944	0.6010
194	AUDI	ALLROAD QUATTRO	2	3,420	0.5848
195	HONDA	ACURA MDX	35	60,287	0.5806
196	HONDA	PILOT	81	142,118	0.5699
197	GENERAL MOTORS	CHEVROLET UPLANDER VAN	30	52,713	0.5691
198	GENERAL MOTORS	CADILLAC SRX	13	23,498	0.5532
199	FORD MOTOR CO	FORD FREESTYLE	40	75,643	0.5288
200	HONDA	ODYSSEY VAN	85	161,742	0.5255
201	FORD MOTOR CO	FORD GT	1	1,907	0.5244
202	SAAB	9-7X	1	1,999	0.5003
203	MAZDA	MX-5 MIATA	2	4,135	0.4837
204	SUBARU	FORESTER	24	50,942	0.4711
205	FORD MOTOR CO	MERCURY MONTEGO	13	28,517	0.4559
206	GENERAL MOTORS	PONTIAC MONTANA VAN	14	31,583	0.4433
207	TOYOTA	TOYOTA PRIUS	46	121,020	0.3801
208	SUBARU	OUTBACK	29	79,980	0.3626
209	JAGUAR	X-TYPE	4	11,299	0.3540
210	GENERAL MOTORS	SATURN RELAY	6	17,794	0.3372
211	SAAB	9-5	2	6,137	0.3259
212	VOLVO	V50	2	6,909	0.2895
213	GENERAL MOTORS	BUICK TERRAZA VAN	2	19,848	0.1008
214	MASERATI	GRANSPORT	0	490	0.0000
215	MASERATI	QUATTROPORTE	0	1,311	0.0000
216	HONDA	ACURA NSX	0	249	0.0000
217	ASTON MARTIN	VANQUISH	0	165	0.0000
218	AUDI	TT	0	3,375	0.0000
219	ROLLS ROYCE	BENTLEY ARNAGE	0	361	0.0000
220	GENERAL MOTORS	CADILLAC FUNERAL COACH/HEARSE	0	854	0.0000
221	GENERAL MOTORS	CADILLAC LIMOUSINE	0	472	0.0000
222	FERRARI	MARANELLO/F1	0	235	0.0000
223	FERRARI	SCAGLIETTI/F1	0	228	0.0000
224	FERRARI	SPIDER/F1	0	1,093	0.0000
225	GENERAL MOTORS	CHEVROLET CLASSIC	0	83,060	0.0000
226	GENERAL MOTORS	GMC K2500	0	51	0.0000
227	HONDA	INSIGHT	0	591	0.0000
228	JAGUAR	XJR	0	741	0.0000
229	JAGUAR	XK8	0	1,760	0.0000
230	NISSAN	ARMADA	0	34,803	0.0000
231	NISSAN	TITAN	0	77,628	0.0000
232	SPYKER	C8	0	7	0.0000
233	VOLVO	XC70	0	14,806	0.0000

Issued on: October 5, 2007.

**Stephen R. Kratzke,**

*Associate Administrator for Rulemaking.*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 92

RIN 1018-AV53

#### **Migratory Bird Subsistence Harvest in Alaska; Harvest Regulations for Migratory Birds in Alaska During the 2008 Season**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule.

**SUMMARY:** The U.S. Fish and Wildlife Service (Service or we) is publishing migratory bird subsistence harvest regulations in Alaska for the 2008 season. This proposed rule establishes regulations that prescribe dates when harvesting of birds may occur, species that can be taken, and methods and means excluded from use. These regulations were developed under a Co-management process involving the Service, the Alaska Department of Fish and Game, and Alaska Native representatives. These regulations enable the continuation of customary and traditional subsistence uses of migratory birds in Alaska. The rulemaking is necessary because the regulations governing the subsistence harvest of migratory birds in Alaska are subject to annual review. This rulemaking proposes region-specific regulations that go into effect on April 2, 2008, and expire on August 31, 2008.

**DATES:** Comments on the proposed subsistence harvest regulations for migratory birds in Alaska must be submitted by December 14, 2007.

**ADDRESSES:** You may submit comments on this proposed rule by any of the following methods:

1. *U.S. mail or hand delivery:* Regional Director, Alaska Region, U.S. Fish and Wildlife Service, 1011 E. Tudor Road, Anchorage, AK 99503.
2. *Fax:* (907) 786-3306.
3. *E-mail:* [ambcc@fws.gov](mailto:ambcc@fws.gov).
4. *Federal e-rulemaking portal:*

<http://www.regulations.gov>. Follow the instructions on the site for submitting comments.

**FOR FURTHER INFORMATION CONTACT:** Fred Armstrong, (907) 786-3887, or Donna Dewhurst, (907) 786-3499, U.S. Fish and Wildlife Service, 1011 E. Tudor

Road, Mail Stop 201, Anchorage, AK 99503.

#### **SUPPLEMENTARY INFORMATION:**

#### **How Do I Find the History of These Regulations?**

Background information, including past events leading to this action, accomplishments since the Migratory Bird Treaties with Canada and Mexico were amended, and a history addressing conservation issues can be found in the following **Federal Register** notices: August 16, 2002 (67 FR 53511); July 21, 2003 (68 FR 43010); April 2, 2004 (69 FR 17318); April 8, 2005 (70 FR 18244); February 28, 2006 (71 FR 10404); and April 11, 2007 (72 FR 18318). These documents are readily available at <http://alaska.fws.gov/ambcc/regulations.htm>.

#### **Why Is This Current Rulemaking Necessary?**

This current rulemaking is necessary because the migratory bird harvest season is closed unless opened, and the regulations governing subsistence harvest of migratory birds in Alaska are subject to public review and annual approval. The Alaska Migratory Bird Co-management Council (Co-management Council) held a meeting in April 2007 to develop recommendations for changes effective for the 2008 harvest season. These recommendations were presented to the Service Regulations Committee (SRC) on August 1 and 2, 2007, and were approved.

This rule proposes regulations for the taking of migratory birds for subsistence uses in Alaska during 2008. This rule lists migratory bird species that are proposed to be open or closed to harvest, as well as proposed season openings and closures by region.

#### **How Will the Service Continue To Ensure That the Subsistence Harvest Will Not Raise Overall Migratory Bird Harvest?**

The Service has an emergency closure provision (§ 92.21), so that if any significant increases in harvest are documented for one or more species in a region, an emergency closure can be requested and implemented. Eligibility to harvest under the regulations established in 2003 was limited to permanent residents, regardless of race, in villages located within the Alaska Peninsula, Kodiak Archipelago, the Aleutian Islands and in areas north and west of the Alaska Range (§ 92.5). These geographical restrictions opened the initial subsistence migratory bird harvest to only about 13 percent of Alaska residents. High-population areas such as Anchorage, the Matanuska-

Susitna and Fairbanks North Star boroughs, the Kenai Peninsula roaded area, the Gulf of Alaska roaded area, and Southeast Alaska were excluded from the eligible subsistence harvest areas.

Based on petitions requesting inclusion in the harvest, in 2004, we added 13 additional communities based on criteria set forth in § 92.5(c). These communities were Gulkana, Gakona, Tazlina, Copper Center, Mentasta Lake, Chitina, Chistochina, Tatitlek, Chenega, Port Graham, Nanwalek, Tyonek, and Hoonah, with a combined population of 2,766. In 2005, we added three additional communities for glaucous-winged gull egg gathering only, based on petitions requesting inclusion. These southeastern communities were Craig, Hydaburg, and Yakutat, with a combined population of 2,459.

In 2007, we have enacted the Alaska Department of Fish and Game's (ADF&G) request to expand the Fairbanks North Star Borough excluded area to include the Central Interior area. This excluded the following communities from participation in this harvest: Big Delta/Fort Greely, Healy, McKinley Park/Village and Ferry, with a combined population of 2,812. These removed communities reduced the percentage of the State population included in the subsistence harvest to 13 percent.

Subsistence harvest has been monitored for the past 15 years through the use of annual household surveys in the most heavily used subsistence harvest areas, e.g., Yukon/Kuskokwim Delta. Continuation of this monitoring enables tracking of any major changes or trends in levels of harvest and user participation after legalization of the harvest. The Office of Management and Budget (OMB) has approved the information collection and assigned OMB control number 1018-0124, which expires on January 31, 2010.

#### **What Birds Will Be Open To Harvest in 2008?**

At the request of the North Slope Borough Fish and Game Management Committee, the Co-management Council recommended continuing into 2008 the provisions originally established in 2005 to allow subsistence use of yellow-billed loons inadvertently caught in subsistence fishing (gill) nets on the North Slope. Yellow-billed loons are culturally important for the Inupiat Eskimo of the North Slope for use in traditional dance regalia. A maximum of 20 yellow-billed loons may be caught in 2008 pursuant to this provision. Individual reporting to the North Slope Borough Department of Wildlife is required by the end of each season. In