

§ 63.2166 What records must I maintain?

(a) In addition to meeting the recordkeeping requirements under § 63.10, you must record the following information in a daily log:

(1) Operation time for all control devices and monitoring equipment.

(2) Details of all routine and other maintenance on all control devices and monitoring equipment, including dates and duration of any outages.

(3) The fermentation stage for which you're using each fermenter.

(b) You must also record the information required to support your compliance demonstrations under §§ 63.2145, 63.2151, and 63.2156.

§ 63.2167 How long do I have to maintain records?

You must keep all records available for inspection for at least 5 years—onsite for the most recent 2 years of operation. You may keep records for the previous 3 years off site.

Delegation of Authorities**§ 63.2170 What authorities may be delegated to the States?**

(a) In delegating implementation and enforcement authority to a State under subpart E of this part, the Administrator will retain the authorities contained in paragraph (b) of this section.

(b) [Reserved].

§ 63.2171–63.2229 [Reserved]

[FR Doc. 98–27700 Filed 10–16–98; 8:45 am]

BILLING CODE 6560–50–P

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[MM Docket No. 98–186, RM–9318]

Radio Broadcasting Services; Rio Grande City, TX

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document requests comments on a petition filed by Arturo Lopez and Eleazar Trevino, proposing the allotment of Channel 236A to Rio Grande City, Texas. The channel can be allotted to Rio Grande City with a site restriction 5.79 kilometers (3.6 miles) north of the community. The coordinates for Channel 236A are 26–25–47 and 98–49–25. Concurrence of the Mexican government will be requested for this allotment.

DATES: Comments must be filed on or before November 30, 1998, and reply

comments on or before December 15, 1998.

ADDRESSES: Federal Communications Commission, Washington, DC. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Lyndon H. Willoughby, Willoughby & Voss, P. O. box 701190, San Antonio, Texas 78270–1190.

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 418–2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 98–186, adopted September 30, 1998, and released October 9, 1998. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857–3800, facsimile (202) 857–3805.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 98–27944 Filed 10–16–98; 8:45 am]

BILLING CODE 6712–01–U

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[MM Docket No. 98–185, RM–9355]

Radio Broadcasting Services; Carlin and Ely, NV

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by L. Topaz Enterprises, Inc., permittee of Station KHIX, Channel 244C1, Ely, NV, seeking the substitution of Channel 244C for Channel 244C1, the reallocation of Channel 244C to Carlin, NV, as the community's first local aural service, and the modification of Station KHIX's construction permit to specify Carlin as its community of license. Channel 244C can be allotted to Carlin in compliance with the Commission's minimum distance separation requirements with a site restriction of 1 kilometer (0.6 mile) west, at coordinates 40–42–47 North Latitude and 116–07–18 West Longitude, to accommodate petitioner's desired transmitter site.

DATES: Comments must be filed on or before November 30, 1998, and reply comments on or before December 15, 1998.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Dale A. Ganske, President, L. Topaz Enterprises, Inc., 5546–3 Century Avenue, Middleton, WI 53562 (Petitioner).

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 418–2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 98–185, adopted September 30, 1998, and released October 9, 1998. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857–3800, 1231 20th Street, NW, Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 98-27943 Filed 10-16-98; 8:45 am]

BILLING CODE 6712-01-U

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

49 CFR Part 574

[Docket No. NHTSA-98-4550]

RIN 2127-AH10

Tire Identification and Recordkeeping

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

ACTION: Notice of proposed rulemaking.

SUMMARY: The tire identification and recordkeeping regulation requires new tire manufacturers and tire retreaders to label on one sidewall of each tire they produce a tire identification number that includes their manufacturer's or retreader's identification mark, a tire size symbol, an optional descriptive code, and the date of manufacture. The date of manufacture is expressed in the last 3 digits of the tire identification number.

In response to petitions for rulemaking submitted by the Rubber Manufacturers Association and the European Tyre and Rim Technical Organisation, the agency proposes to amend the regulation to require the date of manufacture to be shown in four digits instead of the currently-required three, and to reduce the minimum size of the digits from the current 6 millimeters (mm) (1/4 inch) to 4 mm (5/32 inch). The agency believes that the four-symbol date code would, if adopted, permit better traceability of tires during recalls and would allow easier identification of older tires. NHTSA also believes that reducing the size of the date code from 6 mm to 4 mm would not affect the readability of the date code digits. In addition, adoption of these proposals would enhance international harmonization by bringing the U.S. tire date code requirements into harmony with the new United Nations' Economic Commission for Europe (ECE) regulation and the International

Organization for Standardization (ISO) recommended practice.

DATES: Comment closing date:

Comments on this notice must be received by NHTSA not later than December 18, 1998.

Proposed effective date: If adopted, the amendments proposed in this notice would become effective on or about January 1, 2000. Optional early compliance would be permitted on and after the date of publication of the final rule in the **Federal Register**.

ADDRESSES: Comments should refer to the docket number for this rule noted above and be submitted to: Docket Management Room, PL-401, 400 Seventh Street, SW, Washington, DC 20590. Docket room hours are from 10 a.m. to 5 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: *For technical issues:* Mr. Joseph Scott, Safety Standards Engineer, Office of Crash Avoidance Standards, Vehicle Dynamics Division, National Highway Traffic Safety Administration, 400 Seventh Street, SW, Washington, DC 20590; telephone (202) 366-8525, fax (202) 493-2739. *For legal issues:* Mr. Walter Myers, Attorney-Advisor, Office of the Chief Counsel, National Highway Traffic Safety Administration, 400 Seventh Street, SW, Washington, DC 20590; telephone (202) 366-2992, fax (202) 366-3820.

SUPPLEMENTARY INFORMATION:

A. Background

Section 574.5 of Title 49, Code of Federal Regulations, Tire Identification Requirements, sets forth the methods by which new tire manufacturers and new tire brand name owners identify tires for use on motor vehicles. The section also sets forth the methods by which tire retreaders and retreaded tire brand name owners identify tires for use on motor vehicles. The purpose of these requirements is to facilitate notification to purchasers of defective or nonconforming tires so that purchasers can take appropriate action in the interest of motor vehicle safety.

Specifically, § 574.5 requires each new tire manufacturer and each tire retreader to mold a tire identification number (TIN) into or onto the sidewall of each tire produced, in the manner and location specified in the section and as depicted in Figures 1 and 2. The TIN is composed of four groups:

a. The first group of two or three symbols, depending on whether the tire is new or retreaded, represents the manufacturer's identification mark assigned to such manufacturer by this agency in accordance with § 574.6;

b. The second group of no more than two symbols represents the tire size for new tires; for retreaded tires, the second group represents the retread matrix in which the tire was processed or if no matrix was used, a tire size code;

c. The third group, consisting of no more than four symbols, may, at the option of the manufacturer, be used as a descriptive code for identifying significant characteristics of the tire. If the tire is produced for a brand name owner, the third grouping must identify such brand name owner; and

d. The fourth group, composed of three symbols, identifies the week and year of manufacture. The first two symbols identify the week of the year, starting with "01" to represent the first full week of the calendar year; the third symbol represents the year. For example, "218" represents the 21st week of 1998.

NHTSA originally proposed these requirements in response to the May 22, 1970 amendments to the National Traffic and Motor Vehicle Safety Act of 1966.¹ Those amendments, among other things, required manufacturers and brand name owners of new and retreaded motor vehicle tires to maintain records of the names and addresses of the first purchasers of tires (other than dealers or distributors) in order to facilitate notification to such purchasers in the event tires were found to be defective or not to comply with applicable Federal motor vehicle safety standards.

The agency believed that an essential element of an effective defect or noncompliance notification system to vehicle or tire purchasers was an effective method of tire identification. Accordingly, on July 23, 1970, NHTSA published a Notice of Proposed Rulemaking (NPRM) (35 FR 11800) proposing to establish a tire identification system to provide a means to identify the manufacturer of the tire, the date of manufacture, the tire size, and at the option of the manufacturer, additional information to further describe the type or other significant characteristics of the tire. The agency proposed a TIN composed of four groups of symbols: the first group would contain the manufacturer's identification mark which would be assigned by NHTSA; the second group would identify the tire size by a two symbol code; the third group of four symbols would identify the date of manufacture of the tire, the first two

¹ The National Traffic and Motor Vehicle Safety Act of 1966, Pub. L. 89-563, was originally codified at 15 U.S.C. 1581, *et seq.* However, it was recodified in 1995 and is now found at 49 U.S.C. 30101, *et seq.*