PART 571.223—[AMENDED]

1. The authority citation for part 571 would continue to read as follows:


2. Section 571.223 would be amended by revising the third sentence of §5.3 as follows:

§571.223 Standard No. 223; Rear impact guards.

* * * * *

S5.3 Labeling. * * * * * The label shall be placed on the forward or rearward facing surface of the horizontal member of the guard, provided that the label does not interfere with the retroreflective sheeting required by S5.7.1.4.1(c) of FMVSS No. 108 (49 CFR 571.108), and is readily accessible for visual inspection.

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Issued: March 22, 2002.

Stephen R. Kratzke, Associate Administrator for Safety Performance Standards.

[FR Doc. 02–7568 Filed 3–28–02; 8:45 am]

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DEPARTMENT OF THE INTERIOR
Fish and Wildlife Service

50 CFR Part 17

RIN 1018–AH95

Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Newcomb's Snail, Extension of Comment Period, Notice of Public Hearing, and Notice of Availability of the Draft Economic Analysis

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule; extension of comment period, notice of public hearing, and notice of availability of draft economic analysis.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service), provide notice that a public hearing will be held on the proposed determination of critical habitat for the Newcomb's snail (Errina newcombii) and that the comment period on this proposal is extended; we also announce the availability of the draft economic analysis of this proposed designation of critical habitat. Newcomb's snail is currently found in small areas within the Kalalau, Lumahai, Hanalei, Waimea, Makaleha, and North Wailua stream systems on the Hawaiian island of Kauai. Historically, Newcomb's snail

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AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule; extension of comment period, notice of public hearing, and notice of availability of draft economic analysis.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service), provide notice that a public hearing will be held on the proposed determination of critical habitat for the Newcomb’s snail (Errina newcombii) and that the comment period on this proposal is extended; we also announce the availability of the draft economic analysis of this proposed designation of critical habitat. Newcomb’s snail is currently found in small areas within the Kalalau, Lumahai, Hanalei, Waimea, Makaleha, and North Wailua stream systems on the Hawaiian island of Kauai. Historically, Newcomb’s snail
requests, we will hold a public hearing if requested within 45 days of the publication of this rule. Legal notices announcing the date, time, and location of the hearing are being published in the Federal Register and on the Fish and Wildlife Service home page on the Internet (www.fws.gov) and in the daily Federal Register. Anyone wishing to make an oral or written statement receive equal consideration. Written comments may have to be limited. Oral statements may have to be limited. Anyone wishing to make an oral statement for the record is encouraged to provide a written copy of their statement to the Service at the start of the hearing. In the event there is a large number of persons desiring to speak, the Service may limit the time allotted for oral statements. Written statements receive equal consideration. There are no limits to the length of written comments presented at this hearing or mailed to the Service. Legal notices announcing the date, time, and location of the hearing are being published in newspapers concurrently with this Federal Register notice.

We propose to designate critical habitat in nine critical habitat units that total 26.29 kilometers (km) (16.33 miles (mi)) of main stream channel; in total, these areas encompass approximately 2,109 hectares (ha) (5,212 acres (ac)). Six of these sites are located on state lands, and three of these sites are on lands that are privately owned. Critical habitat units are proposed for reaches of stream main channel that range in length from 0.8 km (0.5 mi) to 7.58 km (4.71 mi); the units range in size from 35 ha (86 ac) to 876 ha (2,165 ac).

Critical habitat receives protection from destruction or adverse modification through required consultation under section 7 of the Act with regard to actions carried out, funded, or authorized by a Federal agency. Section 4(b)(2) of the Act requires that we designate or revise critical habitat based upon the best scientific and commercial data available, after taking into consideration the economic impact of specifying any particular area as critical habitat. Based upon the previously published proposal to designate critical habitat for Newcomb’s snail, we have prepared a draft economic analysis of the proposed critical habitat designation. The draft economic analysis is available from the Pacific Islands Fish and Wildlife Office (see ADDRESSES section).

The original comment period was due to close on March 29, 2002. In order to accommodate the hearing and to provide the public with the opportunity to comment on the draft economic analysis of this proposed critical habitat designation as well as the proposed rule, we also extend the comment period. Written comments may now be submitted until April 29, 2002, to the Service office in the ADDRESSES section.

Public Comments Solicited

We will accept written comments and information during this extended comment period. If you wish to comment, you may submit written comments and information to the Field Supervisor, Pacific Islands Fish and Wildlife (see ADDRESSES section). Alternatively, you may hand-deliver comments to our Pacific Islands Fish and Wildlife Office at the above address.

Comments and materials received, as well as supporting documentation used in preparation of the proposal to designate critical habitat, will be available for inspection, by appointment, during normal business hours at the address above. Copies of the draft economic analysis are available by writing to the Field Supervisor at the address above.

Author

The primary author of this notice is Gordon Smith, Fish and Wildlife Biologist, Pacific Islands Fish and Wildlife Office (see ADDRESSES section).