

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.

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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