

location where the requirements of this AD can be accomplished.

**Note 3:** The subject of this AD is addressed in French airworthiness directives 2001–362(B), dated August 8, 2001; and 2001–265(B) R2, dated November 23, 2002.

Issued in Renton, Washington, on June 6, 2003.

**Ali Bahrami,**

*Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.*

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**BILLING CODE 4910–13–U**

## CONSUMER PRODUCT SAFETY COMMISSION

### 16 CFR Part 1500

#### Public Meeting Concerning Bath Seat Rulemaking

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice of public meeting.

**SUMMARY:** The Consumer Product Safety Commission (“CPSC” or “Commission”) will conduct a public meeting on July 28, 2003 (possibly extending to July 29) to receive comments on the CPSC staff briefing package, which recommends that the Commission issue a notice of proposed rulemaking proposing that bath seats meet certain requirements. The Commission invites oral presentations from members of the public with information or comments related to the briefing package. The Commission will consider these presentations in its deliberations on the rulemaking.

**DATES:** The meeting will begin at 9 a.m. on July 28, 2003 and may continue to July 29 if necessary. Requests to make oral presentations, and 10 copies of the text of the presentation, must be received by the CPSC Office of the Secretary no later than July 21, 2003. Persons making presentations at the meeting should provide an additional 25 copies for dissemination on the date of the meeting.

The Commission reserves the right to limit the number of persons who make presentations and the duration of their presentations. To prevent duplicative presentations, groups will be directed to designate a spokesperson.

Written submissions, in addition to, or instead of, an oral presentation may be sent to the address listed below and will be accepted until August 28, 2003.

**ADDRESSES:** The meeting will be in room 420 of the East-West Towers Building, 4330 East-West Highway, Bethesda, MD. Requests to make oral presentations,

and texts of oral presentations should be captioned “Bath Seat NPR” and be mailed to the Office of the Secretary, Consumer Product Safety Commission, Washington, DC 20207, or delivered to that office, room 502, 4330 East-West Highway, Bethesda, Maryland 20814. Requests and texts of oral presentations may also be submitted by facsimile to (301) 504–0127 or by e-mail to [cpsc-os@cpsc.gov](mailto:cpsc-os@cpsc.gov).

**FOR FURTHER INFORMATION CONTACT:** For information about the purpose or subject matter of this meeting contact Patricia L. Hackett, Project Manager, Directorate for Engineering Sciences, U.S. Consumer Product Safety Commission, Washington, DC 20207; telephone (301) 504–7577; e-mail: [phackett@cpsc.gov](mailto:phackett@cpsc.gov). For information about the schedule for submission of requests to make oral presentations and submission of texts of oral presentations, contact Rockelle Hammond, Office of the Secretary, Consumer Product Safety Commission, Washington, DC 20207; telephone (301) 504–6833; fax (301) 504–0127; e-mail [rhammond@cpsc.gov](mailto:rhammond@cpsc.gov).

#### SUPPLEMENTARY INFORMATION:

##### A. Background

In July 2000, the Commission received a petition from the Consumer Federation of America (“CFA”) and eight other organizations requesting that the Commission issue a rule that would ban bath seats and bath rings (hereafter “bath seats”) under the Federal Hazardous Substances Act (“FHSA”). The Commission evaluated information from the CFA petition, a staff briefing package and public comments on the petition. On May 30, 2001, the Commission voted to grant the CFA petition and begin rulemaking. On August 1, 2001, the Commission published an advance notice of proposed rulemaking (“ANPR”) in the **Federal Register**. 66 FR 39692. The Commission received ten comments from nine individuals in response to the ANPR.

The staff reviewed the comments and relevant information and forwarded a briefing package to the Commission.

The staff recommends that the Commission issue a notice of proposed rulemaking (“NPR”) that would propose three requirements to address the three main hazard scenarios the staff identified from the reported fatalities.

The staff recommends a stability requirement to address the hazard of bath seats tipping over while in use. The staff has identified 30 fatalities and 80 non-fatal incidents or complaints involving bath seats tipping over that

were reported from January 1983 through December 2002. The staff recommends a stability requirement that is essentially the same as the stability requirement in the ASTM voluntary standard but requires testing on a slip-resistant surface.

The staff has identified 3 deaths and 17 non-fatal incidents or complaints involving children who were submerged or entrapped in bath seats that were reported from January 1983 through December 2002. To address this hazard, the staff recommends a performance requirement specifying that the bath seat’s leg openings not allow passage of probes that represent the shoulder and torso of an infant. This requirement is identical to one that ASTM approved in March 2003 for inclusion in its revised standard, ASTM F 1967–03.

The staff has identified 19 fatalities and 13 non-fatal incidents or complaints involving children coming out of bath seats that were reported from January 1983 through December 2002. The staff has not been able to develop performance criteria that could effectively address this hazard. The staff recommends a revised warning label to better alert caregivers to the danger of leaving a child alone in a bath seat.

##### B. The Public Meeting

The purpose of the public meeting is to provide a forum for oral presentations on the CPSC staff briefing package concerning the bath seat NPR.

Participation in the meeting is open. See the **DATES** section of this notice for information on making requests to give oral presentations at the meeting and on making written submissions.

Dated: June 3, 2003.

**Todd A. Stevenson,**

*Secretary, Consumer Product Safety Commission.*

[FR Doc. 03–14482 Filed 6–11–03; 8:45 am]

**BILLING CODE 6355–01–P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 62

[IN156–1b; FRL–7512–5]

#### Approval and Promulgation of Implementation Plans; Indiana; Plan for Controlling Emissions From Existing Commercial and Industrial Solid Waste Incinerators

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** The EPA is proposing to approve, through direct final procedure,

the Commercial and Industrial Solid Waste Incineration plan submitted by the Indiana Department of Environmental Management (IDEM). The implementation plan affects selected incineration units and was submitted to EPA in a letter from Janet G. McCabe, IDEM Assistant Commissioner on December 30, 2002, following the required public process. The intent of Indiana's action is to satisfy a Federal requirement to develop a plan as protective as the emission guideline contained in Subpart DDDD, to control emissions from these categories of sources in order to protect public health and reduce exposure to air pollution including several hazardous pollutants. EPA is approving this plan because it fulfills the requirements of sections 111 and 129 of the Clean Air Act.

In the Final Rules section of this **Federal Register**, EPA is approving the State plan for CISWI as a direct final rule without prior proposal because we view this action as noncontroversial and anticipate no adverse comments. If no written adverse comments are received in response to the direct final rule, no further activity is contemplated in

relation to this proposed rule. If EPA receives meaningful written adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. If no adverse written comments are received, the direct final rule will take effect on the date stated in that document and no further activity will be taken on this proposed rule. Any party interested in commenting on this action should do so at this time.

**DATES:** Comments on this action must be received by July 14, 2003.

**ADDRESSES:** Written comments should be mailed to: J. Elmer Bortzer, Chief, Regulation Development Section, Air Programs Branch (AR-18J), USEPA, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

A copy of the Indiana request for revision to the State plan is available for inspection at the above address.

**FOR FURTHER INFORMATION CONTACT:** John Paskevicz, Environmental Engineer, Regulation Development Section, Air Programs Branch (AR-18J), USEPA, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-6084.

#### **SUPPLEMENTARY INFORMATION:**

- I. What action is EPA taking today?
- II. Where can I find more information about this proposal and corresponding direct final rule?

#### **I. What Action Is EPA Taking Today?**

The EPA is proposing to approve a revision to the Indiana plan submitted by the State which demonstrates the Indiana plan will protect the public health of the citizens of Indiana by reducing emissions of air pollutants including some hazardous pollutants from CISWI sources in the State.

#### **II. Where Can I Find More Information About This Proposal and Corresponding Direct Final Rule?**

For additional information see the direct final rule published in the rules section of this **Federal Register**.

**Authority:** 42 U.S.C. 4201-7601q. *et seq.*

Dated: May 29, 2003.

**Bharat Mathur,**

*Acting Regional Administrator, Region 5.*

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