

changes that may have occurred since the Agency's last registration decision in order to determine the significance of such changes and whether the pesticide still satisfies the FIFRA standard for registration. The Agency will consider whether to conduct a new risk assessment to take into account, among other things, any changes in statutes or regulations, policy, risk assessment procedures or methods, or data requirements. The Agency will consider whether any new data or information on the pesticide, including any data or information submitted under § 155.50 or in response to a Data Call-In notice, warrant conducting a new risk assessment or a new risk/benefit assessment. The Agency will also consider whether any new data or information regarding an individual pesticide product, including any data or information submitted under § 155.50 or in response to a Data Call-In notice, such as data or information about an inert ingredient in the pesticide product or other information or data relating to the composition, labeling, or use of the pesticide product, warrant additional review of a pesticide product's registration.

(b) *Conduct new assessments as needed.* (1) Active ingredient(s) in the registration review case. If the Agency finds that a new assessment of the pesticide is needed, it will determine whether it can base the new assessment on available data or information, including data or information submitted under § 155.50 or in response to a Data Call-In notice. If sufficient data or information are available, the Agency will conduct the new risk assessment or risk/benefit assessment. If the Agency determines that additional data or information are needed to conduct the review, the Agency will issue a Data Call-In notice under FIFRA section 3(c)(2)(B).

(2) Individual product registrations. If the Agency finds that additional review of an individual product's registration is needed, it will review the pesticide product label, confidential statement of formula, product-specific data, or other pertinent data or information, as appropriate, to determine whether the registration of the individual product meets the FIFRA standard for registration. If the Agency determines that additional data or information are needed to conduct the review, the Agency will issue a Data Call-In notice under FIFRA section 3(c)(2)(B).

(c) *Public participation during a pesticide's registration review.* The Agency will generally make available for public review and comment a draft risk assessment for a pesticide if a new

risk assessment has been conducted. The Agency will publish a notice in the **Federal Register** announcing the availability of the draft risk assessment and provide a comment period of at least 30 calendar days. The Agency will publish a notice in the **Federal Register** announcing the availability of a revised risk assessment, an explanation of any changes to the proposed document, and its response to comments.

(1) The Agency might not ask for comments on a draft risk assessment in cases where the Agency's initial screening of a pesticide indicates that it has low use/usage, affects few if any stakeholders or members of the public, poses low risk, and/or requires little or no risk mitigation. In such cases, the Agency will make a draft risk assessment available for public review and comment when it issues a proposed decision on the registration review case.

(2) If the Agency finds that it is not necessary to conduct a new risk assessment, it will issue a proposed decision on the registration review case as described in § 155.58.

§ 155.56 Interim registration review decision.

The Agency may issue, when it determines it to be appropriate, an interim registration review decision before completing a registration review. Among other things, the interim registration decision may require new risk mitigation measures, impose interim risk mitigation measures, identify data or information required to complete the review, and include schedules for submitting the required data, conducting the new risk assessment and completing the registration review. A FIFRA section 3(c)(2)(B) notice requiring the needed data or information may precede, accompany, or follow issuance of the interim registration decision. The Agency will follow procedures in § 155.58 when issuing an interim registration review decision.

§ 155.57 Registration review decision.

A registration review decision is the Agency's determination whether a pesticide meets, or does not meet, the standard for registration in FIFRA.

§ 155.58 Procedures for issuing a decision on a registration review case.

(a) The Agency will publish a notice in the **Federal Register** announcing the availability of a proposed registration review decision or a proposed interim registration review decision. At that time, the Agency will place in the pesticide's registration review docket the Agency's proposed registration

review decision and the bases for the decision. There will be a comment period of at least 60 calendar days on the proposed decision.

(b) In its proposed decision, the Agency will, among other things:

(1) State its proposed findings with respect to the FIFRA standard for registration and describe the basis for such proposed findings.

(2) Identify proposed risk mitigation measures or other remedies as needed and describe the basis for such proposed requirements.

(3) State whether it believes that additional data are needed and, if so, describe what is needed. A FIFRA section 3(c)(2)(B) notice requiring such data may precede, accompany, or follow issuance of a proposed or final decision on the registration review case or a proposed or final interim decision on a registration review case.

(4) Specify proposed labeling changes.

(5) Identify deadlines that it intends to set for completing any required actions.

(c) After considering any comments on the proposed decision, the Agency will issue a registration review decision or interim registration review decision. This decision will include an explanation of any changes to the proposed decision and the Agency's response to significant comments. The Agency will publish a notice in the **Federal Register** announcing the availability of a registration review decision or interim registration review decision. The registration review case docket will remain open until all actions required in the final decision on the registration review case have been completed.

(d) If the registrant fails to take the action required in a registration review decision or interim registration review decision, the Agency may take appropriate action under FIFRA.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 22

[WT Docket No. 04-435; DA 05-1712]

Facilitating the Use of Cellular Telephones and Other Wireless Devices Aboard Airborne Aircraft

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; extension of reply comment period.

SUMMARY: In this document, the Wireless Telecommunications Bureau (WTB) of the Federal Communications Commission (Commission) extends the reply comment deadline established in the Notice of Proposed Rulemaking (NPRM) adopted by the Commission in the Airborne Cellular proceeding. This action is taken to provide interested parties sufficient time within which to respond meaningfully to the relevant issues raised in both the NPRM and in the recently-filed comments in this proceeding.

DATES: The agency must receive reply comments on or before August 11, 2005.

ADDRESSES: Interested parties may submit comments, identified by WT Docket No. 04-435, by any of the following methods:

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

- Federal Communications Commission's Web site: <http://www.fcc.gov/cgb/ecfs/>. Follow the instructions for submitting comments.

- E-mail: To receive filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply. Include the docket number in the subject line of the message.

- Mail: Appropriate addresses for submitting comments and reply comments may be found in the

SUPPLEMENTARY INFORMATION section of this document.

- People with Disabilities: Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by e-mail: FCC504@fcc.gov or phone: 202-418-0530 or TTY: 202-418-0432.

Instructions: All submissions received must include the agency name and docket number or Regulatory Information Number (RIN) for this rulemaking. All comments received will be posted without change to <http://www.fcc.gov/cgb/ecfs/>, including any personal information provided.

Docket: Interested parties may read the NPRM and submitted comments by accessing WT Docket 04-435 at <http://www.fcc.gov/cgb/ecfs/>.

FOR FURTHER INFORMATION CONTACT: Guy N. Benson, Wireless Telecommunications Bureau, at 202-418-2946, or via the Internet at Guy.Benson@fcc.gov.

SUPPLEMENTARY INFORMATION: This is a summary of the WTB's Order (Order),

DA 05-1712, in WT Docket No. 04-435 (2005 WL 1489574 (FCC)), released June 23, 2005, which further extends the reply comment filing deadline in the Airborne Cellular proceeding. The full text of this document is available for public inspection and copying during regular business hours at the FCC Reference Information Center, 445 12th St., SW., Room CY-A257, Washington, DC 20554. The complete text may be purchased from the Commission's duplicating contractor: Best Copy & Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 800-378-3160, facsimile 202-488-5563, or via e-mail at fcc@bcpiweb.com. The full text may also be downloaded at: <http://www.fcc.gov>. Alternative formats are available to persons with disabilities by contacting Brian Millin at (202) 418-7426 or TTY (202) 418-7365 or at Brian.Millin@fcc.gov.

Synopsis of the Order

1. On December 15, 2004, the Commission adopted an NPRM in WT Docket No. 04-435; FCC 04-288 published at 70 FR 11916, March 10, 2005, in which it requested public comment regarding proposals to replace or relax the Commission's ban on airborne use of 800 MHz cellular handsets, as well as on other proposals to facilitate the use of wireless handsets and devices on airborne aircraft.

2. Pursuant to several extension requests, the WTB released an April 6, 2005 Order in WT Docket No. 04-435; DA 05-1015 published at 70 FR 21724, April 27, 2005, in which the Commission extended the comment and reply comment deadlines from April 11, 2005, and May 9, 2005, respectively, to May 26, 2005, and June 27, 2005, respectively.

3. On June 13, 2005, CTIA-The Wireless Association ("CTIA") submitted a request seeking a further extension of time to file reply comments in this proceeding. The Boeing Company, Cingular Wireless LLC and Cellco Partnership d/b/a Verizon Wireless, and QUALCOMM Incorporated filed comments in support of CTIA's request. The parties argue that a further extension of the reply comment period would permit interested parties to conduct a more thorough review of all the issues raised by the comments and to submit more detailed and meaningful responses.

4. Although it is the policy of the Commission that extensions of time shall not be routinely granted, an extension of time in this instance will aid in clarifying the complex issues raised in the record of this proceeding.

In order to provide interested parties sufficient time within which to respond meaningfully to the relevant issues raised in the NPRM and the record, the reply comments deadline in this proceeding is extended, by forty-five days, to August 11, 2005.

Ordering Clause

5. Pursuant to sections 4(i) and 4(j) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i) and 154(j), and §§ 0.131, 0.331, and 1.46 of the Commission's rules, 47 CFR 0.131, 0.331, and 1.46, the deadline for filing reply comments in response to the NPRM, published on March 10, 2005, in WT Docket No. 04-435, is extended to August 11, 2005.

List of Subjects in 47 CFR Part 22

Communications common carriers, and Radio.

Federal Communications Commission.

Linda C. Chang,

Associate Chief, Mobility Division, Wireless Telecommunications Bureau.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 05-1737; MB Docket No. 04-389, RM-11090]

Radio Broadcasting Services; Boyce, LA

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; denial.

SUMMARY: The Audio Division has denied the request of Charles Crawford to allot Channel 222A at Boyce, Louisiana. Charles Crawford filed a petition for rule making proposing the allotment of Channel 222A at Boyce, Louisiana, as the community's second local FM transmission service. See 69 FR 61615-16, October 20, 2004. The proposal was dismissed for failure to demonstrate a continuing interest in the requested allotment.

FOR FURTHER INFORMATION CONTACT: Deborah Dupont, Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MB Docket No. 04-389, adopted June 22, 2005, and released June 24, 2005. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Information