

§ 552.15

(v) High speed film or video of at least two tests of the DASS using the proposed test procedure.

(vi) Data generated from not less than two tests of the DASS using the proposed test procedure, including an account of the data streams monitored during testing and complete samples of these data streams from not less than two tests performed under the proposed procedure.

(d) Analysis concerning the variety of potential DASS designs for which the requested test procedure is appropriate; e.g., whether the test procedures are appropriate only for the specific DASS design contemplated by the petitioner, for all DASS designs incorporating the same technologies, or for all DASS designs.

§ 552.15 Processing of petition.

(a) NHTSA will process any petition that contains the information specified by this subpart. If a petition fails to provide any of the information, NHTSA will not process the petition but will advise the petitioner of the information that shall be provided if the agency is to process the petition. The agency will seek to notify the petitioner of any such deficiency within 30 days after receipt of the petition.

(b) At any time during the agency's consideration of a petition submitted under this Part, the Administrator may request the petitioner to provide additional supporting information and data and/or provide a demonstration of any of the requested test procedures. The agency will seek to make any such request within 60 days after receipt of the petition. Such demonstration may be at either an agency designated facility or one chosen by the petitioner, provided that, in either case, the facility shall be located in North America. If such a request is not honored to the satisfaction of the agency, the petition will not receive further consideration until the requested information is submitted.

(c) The agency will publish in the FEDERAL REGISTER either a Notice of Proposed Rulemaking proposing adoption of the requested test procedures, possibly with changes and/or additions, or a notice denying the petition. The agency will seek to issue either notice

49 CFR Ch. V (10-1-02 Edition)

within 120 days after receipt of a complete petition. However, this time period may be extended by any time period during which the agency is awaiting additional information it requests from the petitioner or is awaiting a requested demonstration. The agency contemplates a 30 to 60 day comment period for any Notice of Proposed Rulemaking, and will endeavor to issue a final rule within 60 days thereafter.

PART 553—RULEMAKING PROCEDURES

Subpart A—General

Sec.

- 553.1 Applicability.
- 553.3 Definitions.
- 553.5 Regulatory docket.
- 553.7 Records.

Subpart B—Procedures for Adoption of Rules

- 553.11 Initiation of rulemaking.
- 553.13 Notice of proposed rulemaking.
- 553.15 Contents of notices of proposed rulemaking.
- 553.17 Participation of interested persons.
- 553.19 Petitions for extension of time to comment.
- 553.21 Contents of written comments.
- 553.23 Consideration of comments received.
- 553.25 Additional rulemaking proceedings.
- 553.27 Hearings.
- 553.29 Adoption of final rules.
- 553.31-553.33 [Reserved]
- 553.35 Petitions for reconsideration.
- 553.37 Proceedings on petitions for reconsideration.
- 553.39 Effect of petition for reconsideration on time for seeking judicial review.

APPENDIX A TO PART 553—STATEMENT OF POLICY: ACTION ON PETITIONS FOR RECONSIDERATION

APPENDIX B TO PART 553—STATEMENT OF POLICY: RULEMAKINGS INVOLVING THE ASSESSMENT OF THE FUNCTIONAL EQUIVALENCE OF SAFETY STANDARDS

APPENDIX C TO PART 553—STATEMENT OF POLICY: IMPLEMENTATION OF THE UNITED NATIONS/ECONOMIC COMMISSION FOR EUROPE (UN/ECE) 1998 AGREEMENT ON GLOBAL TECHNICAL REGULATIONS—AGENCY POLICY GOALS AND PUBLIC PARTICIPATION

AUTHORITY: 49 U.S.C. 322, 1657, 30103, 30122, 30124, 30125, 30127, 30146, 30162, 32303, 32502, 32504, 32505, 32705, 32901, 32902, 33102, 33103, and 33107; delegation of authority at 49 CFR 1.50.

SOURCE: 60 FR 62222, Dec. 5, 1995, unless otherwise noted.