

v. *Trans World Airlines, Inc.*, 504 U.S. 374, 378 (1992); *American Airlines, Inc. v. Wolens*, 5113 U.S. 219 (1995). This broad view has most recently been reaffirmed in *Rowe v. New Hampshire Motor Transport Assoc.*, \_\_\_ S. Ct. \_\_\_, 2008 WL 440686, U.S., February 20, 2008 (No. 06–457).

For the foregoing reason, any State or local rules addressing, or related to, the services offered by air carriers are already preempted under the ADA. In addition, if the proposed rule addressed in the ANPRM is finalized, it is likely that the final rule would also separately preempt any such State or local regulations under other provisions of law. We need not further address any other grounds for preemption, particularly at the ANPRM stage, since, as explained above, States and localities are already precluded from regulating in this area.

Issued this 3rd day of March, 2008, at Washington, DC.

**Michael W. Reynolds,**

*Acting Assistant Secretary for Aviation and International Affairs.*

[FR Doc. 08–969 Filed 3–3–08; 11:13 pm]

BILLING CODE 4910–9X–P

## FEDERAL TRADE COMMISSION

### 16 CFR Ch. I

#### Notice of Intent to Request Public Comments

**AGENCY:** Federal Trade Commission.

**ACTION:** Notice of intent to request public comments.

**SUMMARY:** As part of its ongoing systematic review of all Federal Trade Commission rules and guides, the Commission gives notice that, during 2008, it intends to request public comments on the rules and guide listed below. The Commission will request comments on, among other things, the economic impact of, and the continuing need for, the rules and guide; possible conflict between the rules and guide and state, local, or other federal laws or regulations; and the effect on the rules and guide of any technological, economic, or other industry changes. No Commission determination on the need for, or the substance of, the rules and guide should be inferred from the notice of intent to publish requests for comments. In addition, the Commission announces a revised 10-year regulatory review schedule.

#### FOR FURTHER INFORMATION CONTACT:

Further details may be obtained from the contact person listed for the particular rule or guide.

**SUPPLEMENTARY INFORMATION:** The Commission intends to initiate a review of and solicit public comments on the following rules and guide during 2008:

(1) *Guides for the Use of Environmental Marketing Claims*, 16 CFR 260. **Agency Contact:** Janice Podoll Frankle, (202) 326-3022, Federal Trade Commission, Bureau of Consumer Protection, Division of Enforcement, 600

Pennsylvania Ave., NW, Washington, DC 20580.

(2) *Rule Concerning Cooling-Off Period for Sales Made at Homes or at Certain Other Locations*, 16 CFR 429.

**Agency Contact:** Barbara Bolton, (404) 656-1362, Federal Trade Commission, Southeast Region, 225 Peachtree Street, NE, Suite 1500, Atlanta, GA 30303.

(3) *Power Output Claims for Amplifiers Utilized in Home Entertainment Products*, 16 CFR 432.

**Agency Contact:** Jock Chung, (202) 326-2984, Federal Trade Commission, Bureau of Consumer Protection, Division of Enforcement, 600 Pennsylvania Ave., NW, Washington, DC 20580.

As part of its ongoing program to review all current Commission rules and guides, the Commission also has tentatively scheduled reviews of additional rules and guides for 2009 through 2018. A copy of this tentative schedule is appended. The Commission, in its discretion, may modify or reorder the schedule in the future to incorporate new rules, or to respond to external factors (such as changes in the law) or other considerations.

**Authority:** 15 U.S.C. 41-58.

By direction of the Commission.

**Donald S. Clark,**  
*Secretary.*

## APPENDIX

### REGULATORY REVIEW MODIFIED TEN-YEAR SCHEDULE

16 CFR PART	TOPIC	YEAR TO REVIEW
254	Guides for Private Vocational and Distance Education Schools .....	2009
300	Rules and Regulations under the Wool Products Labeling Act .....	2009
301	Rules and Regulations under the Fur Products Labeling Act .....	2009
303	Rules and Regulations under the Textile Fiber Products Identification Act .....	2009
306	Automotive Fuel Ratings, Certification and Posting Rule .....	2009
425	Rule Concerning the Use of Negative Option Plans .....	2009
500	Regulations Under Section 4 of the Fair Packaging and Labeling Act (FPLA) .....	2010
501	Exemptions from Part 500 of the FPLA .....	2010
502	Regulations Under Section 5(C) of the FPLA .....	2010
503	Statements of General Policy or Interpretations Under the FPLA .....	2010
424	Retail Food Store Advertising and Marketing Practices Rule .....	2010
444	Credit Practices Rule .....	2010
239	Guides for the Advertising of Warranties and Guarantees .....	2010
433	Preservation of Consumers' Claims and Defenses Rule .....	2010
700	Interpretations of Magnuson-Moss Warranty Act .....	2010
701	Disclosure of Written Consumer Product Warranty Terms and Conditions .....	2010
702	Pre-sale Availability of Written Warranty Terms .....	2010
703	Informal Dispute Settlement Procedures .....	2010
14	Administrative Interpretations, General Policy Statements, and Enforcement Policy Statements .....	2011
23	Guides for the Jewelry, Precious Metals, and Pewter Industries .....	2011
423	Care Labeling Rule .....	2011
20	Guides for the Rebuilt, Reconditioned and Other Used Automobile Parts Industry .....	2012
233	Guides Against Deceptive Pricing .....	2012
238	Guides Against Bait Advertising .....	2012

APPENDIX—Continued  
REGULATORY REVIEW  
MODIFIED TEN-YEAR SCHEDULE

16 CFR PART	TOPIC	YEAR TO REVIEW
240	Guides for Advertising Allowances and Other Merchandising Payments and Services .....	2012
251	Guide Concerning Use of the Word “Free” and Similar Representations .....	2012
310	Telemarketing Sales Rule .....	2013
801	Hart-Scott-Rodino Antitrust Improvements Act Coverage Rules .....	2013
802	Hart-Scott-Rodino Antitrust Improvements Act Exemption Rules .....	2013
803	Hart-Scott-Rodino Antitrust Improvements Act Transmittal Rules .....	2013
304	Rules and Regulations under the Hobby Protection Act .....	2014
309	Labeling Requirements for Alternative Fuels and Alternative Fueled Vehicles .....	2014
314	Standards for Safeguarding Customer Information .....	2014
315	Contact Lens Rule .....	2015
316	Rules Implementing the CAN-SPAM Act of 2003 .....	2015
456	Ophthalmic Practice Rules .....	2015
603	Fair Credit Reporting Act (FCRA) Rules - Definitions .....	2015
610	FCRA Rules - Free Annual File Disclosures .....	2015
611	FCRA Rules - Prohibition Against Circumventing Treatment as a Nationwide Consumer Reporting Agency .....	2015
613	FCRA Rules - Duration of Active Duty Alerts .....	2015
614	FCRA Rules - Appropriate Proof of Identity .....	2015
698	FCRA Rules - Summaries, Notices, and Forms .....	2015
460	Labeling and Advertising of Home Insulation .....	2016
682	FCRA Rules - Disposal of Consumer Report Information and Records .....	2016
410	Deceptive Advertising as to Sizes of Viewable Pictures Shown by Television Receiving Sets .....	2017
312	Children’s Online Privacy Protection Rule .....	2017
18	Guides for the Nursery Industry .....	2018
305	Appliance Labeling Rule .....	2018
311	Test Procedures and Labeling Standards for Recycled Oil .....	2018
436	Disclosure Requirements and Prohibitions Concerning Franchising .....	2018

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA–R03–OAR–2007–1188; FRL–8537–5]

#### Approval and Promulgation of Air Quality Implementation Plans; Delaware; Control of Stationary Generator Emissions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

**SUMMARY:** EPA is proposing to approve a State Implementation Plan (SIP) revision submitted by the State of Delaware. This SIP revision contains provisions to control emissions from stationary generators. This action is being taken under the Clean Air Act (CAA).

**DATES:** Written comments must be received on or before April 4, 2008.

**ADDRESSES:** Submit your comments, identified by Docket ID Number EPA–R03–OAR–2007–1188 by one of the following methods:

A. [www.regulations.gov](http://www.regulations.gov). Follow the on-line instructions for submitting comments.

B. E-mail:

fernandez.cristina@epa.gov.

C. Mail: EPA–R03–OAR–2007–1188, Cristina Fernandez, Chief, Air Quality Planning Branch, Mailcode 3AP21, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103.

D. *Hand Delivery:* At the previously-listed EPA Region III address. Such deliveries are only accepted during the Docket’s normal hours of operation, and special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to Docket ID No. EPA–R03–OAR–2007–1188. EPA’s policy is that all comments received will be included in the public docket without change, and may be made available online at [www.regulations.gov](http://www.regulations.gov), including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through [www.regulations.gov](http://www.regulations.gov) or e-mail. The [www.regulations.gov](http://www.regulations.gov) Web site is an “anonymous access” system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going

through [www.regulations.gov](http://www.regulations.gov), your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses.

*Docket:* All documents in the electronic docket are listed in the [www.regulations.gov](http://www.regulations.gov) index. Although listed in the index, some information is not publicly available, i.e., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available either electronically in [www.regulations.gov](http://www.regulations.gov) or in hard copy during normal business hours at the Air Protection Division, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103.