

DEPARTMENT OF TRANSPORTATION**Office of the Secretary****49 CFR Part 40****[Docket No. 48637; Notice No. 93-8]****Procedures for Transportation Workplace Drug Testing Programs****AGENCY:** Office of the Secretary, DOT.**ACTION:** Notice of pilot project on proposed Management Information System (MIS) forms and submission procedures; request for participation.

SUMMARY: On December 15, 1992, the Department of Transportation (DOT) issued Notices of Proposed Rulemaking (NPRM) to require DOT regulated employers to submit an annual report summarizing the results of their drug and alcohol testing programs for each calendar year. These reports are designed to provide DOT with program evaluation and compliance information. This notice establishes a pilot project on the proposed reporting forms and submission procedures.

EFFECTIVE DATE: This notice establishes April 1, 1993, as the date selected employers would submit the reporting forms to the appropriate Operating Administration as a voluntary preimplementation assessment of the proposed reporting system.

ADDRESSES: Send written requests to participate in the pilot project to: Office of the Secretary, Drug Enforcement and Program Compliance, Department of Transportation, 400 7th Street, SW., room 9404, Washington, DC 20590.

FOR FURTHER INFORMATION CONTACT: Donna Smith or Lamar Allen, (202) 366-3784.

SUPPLEMENTARY INFORMATION: The December 1, 1989, Final Rule, 49 CFR part 40, Procedures for Transportation Workplace Drug Testing Programs, did not include requirements for collecting standard data for program evaluation and compliance. The December 15, 1992 NPRM issued by the Office of the Secretary proposes to add § 40.81 and § 40.83 to 49 CFR part 40 establishing a Management Information System (MIS) to collect anti-drug program data. The operating administrations (FAA, FHWA, FRA, FTA, RSPA and USCG) also published NPRMs on December 15 that proposed to require employers to maintain and submit annually as required, data to the appropriate operating administration. Each NPRM includes a proposed reporting form specific for the particular regulated industry. The results and findings from this pilot project will be shared with

each operating administration to use in the development of their particular rule. Through this notice the Department is requesting employers to volunteer to test the use of the reporting forms and the submission process. The information submitted would be used to evaluate the forms and submission process only. The information provided would not be used for compliance or enforcement actions. The data submitted should be based on realistic employer data and will be used for research purposes only, and not attributed to a specific employer. The pilot project is designed to review the reporting form and not the accuracy of the submitted data. Employers willing to participate should contact the Department no later than March 1, 1993, by telephone or letter to the contact persons listed above. If there are insufficient volunteers the Department will specifically request additional participation. Information and data on the forms and the submission process derived from this pilot project will be placed in the NPRM dockets. Employer names will not be associated with any data.

Issued this 1st day of February, 1993, at Washington, DC.

Donna R. Smith,

Acting Director, Office of Drug Enforcement and Program Compliance.

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National Highway Traffic Safety Administration**49 CFR Parts 571 and 572****[Docket No. 92-28; Notice 2]****RIN 2127-AB85****Federal Motor Vehicle Safety Standards; Head Impact Protection**

AGENCY: National Highway Traffic Safety Administration (NHTSA), Department of Transportation (DOT).

ACTION: Notice of proposed rulemaking.

SUMMARY: This document proposes to amend Standard No. 201, Occupant Protection in Interior Impact, to require passenger cars and light trucks, buses and multipurpose passenger vehicles to provide protection when an occupant's head strikes upper interior components, including pillars, side rails, headers, and the roof, during a crash. The proposed amendments would add procedures and performance requirements for a new in-vehicle component test. Insofar as this rulemaking applies to passenger cars, it

is required by the NHTSA Authorization Act of 1991.

DATES: *Comment closing date:*

Comments on this notice must be received by NHTSA no later than April 9, 1993.

Proposed effective date: The agency is considering a single effective date for full implementation of the new requirements of the first September 1 that occurs following either approximately a two or three year period beginning with the publication of a final rule in the Federal Register. The agency is also considering a phase-in of the new requirements, beginning one to two years after publication of a final rule in the Federal Register.

ADDRESSES: Comments should refer to the docket and notice numbers set forth above and be submitted (preferably in 10 copies) to the Docket Section, National Highway Traffic Safety Administration, room 5109, 400 Seventh Street SW., Washington, DC 20590. Docket hours are from 9:30 a.m. to 4 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT:

Dr. Joseph Kianianthra, Chief, Side and Rollover Crash Protection Division, Office of Vehicle Safety Standards, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590 (202-366-4924).

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