

(C) Agrees to make such adjustments in the TV receivers affected as may be necessary to eliminate interference caused by its operations.

(ix) The licensee must eliminate any interference caused by its operation to TV Channel 7 reception within 30 days after notification in writing by the Commission. If this interference is not removed within this 30-day period, operation of the base station must be discontinued. The licensee is expected to help resolve all complaints of interference.

[FR Doc. E8-24309 Filed 10-10-08; 8:45 am]

BILLING CODE 6712-01-P

---

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

#### 49 CFR Part 541

[Docket No. NHTSA-2008-0112]

#### Final Theft Data; Motor Vehicle Theft Prevention Standard

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

**ACTION:** Publication of final theft data.

**SUMMARY:** This document publishes the final data on thefts of model year (MY) 2006 passenger motor vehicles that occurred in calendar year (CY) 2006. The final 2006 theft data indicated an increase in the vehicle theft rate experienced in CY/MY 2006. The final theft rate for MY 2006 passenger vehicles stolen in calendar year 2006 is 2.08 thefts per thousand vehicles. Publication of these data fulfills NHTSA's statutory obligation to periodically obtain accurate and timely theft data and publish the information for review and comment.

**FOR FURTHER INFORMATION CONTACT:** Ms. Deborah Mazyck, Office of International

Policy, Fuel Economy and Consumer Programs, NHTSA, 1200 New Jersey Avenue, SE., Washington, DC 20590. Ms. Mazyck's telephone number is (202) 366-0846. Her fax number is (202) 493-2990.

**SUPPLEMENTARY INFORMATION:** NHTSA administers a program for reducing motor vehicle theft. The central feature of this program is the Federal Motor Vehicle Theft Prevention Standard, 49 CFR Part 541. The standard specifies performance requirements for inscribing and affixing vehicle identification numbers (VINs) onto certain major original equipment and replacement parts of high-theft lines of passenger motor vehicles.

The agency is required by 49 U.S.C. 33104(b)(4) to periodically obtain, from the most reliable source, accurate and timely theft data and publish the data for review and comment. To fulfill this statutory mandate, NHTSA has published theft data annually beginning with MYs 1983/84. Continuing to fulfill the § 33104(b)(4) mandate, this document reports the final theft data for CY 2006, the most recent calendar year for which data are available.

In calculating the 2006 theft rates, NHTSA followed the same procedures it used in calculating the MY 2005 theft rates. (For 2005 theft data calculations, see 73 FR 13150, March 12, 2008). As in all previous reports, NHTSA's data were based on information provided to NHTSA by the National Crime Information Center (NCIC) of the Federal Bureau of Investigation. The NCIC is a government system that receives vehicle theft information from nearly 23,000 criminal justice agencies and other law enforcement authorities throughout the United States. The NCIC data also include reported thefts of self-insured and uninsured vehicles, not all of which are reported to other data sources.

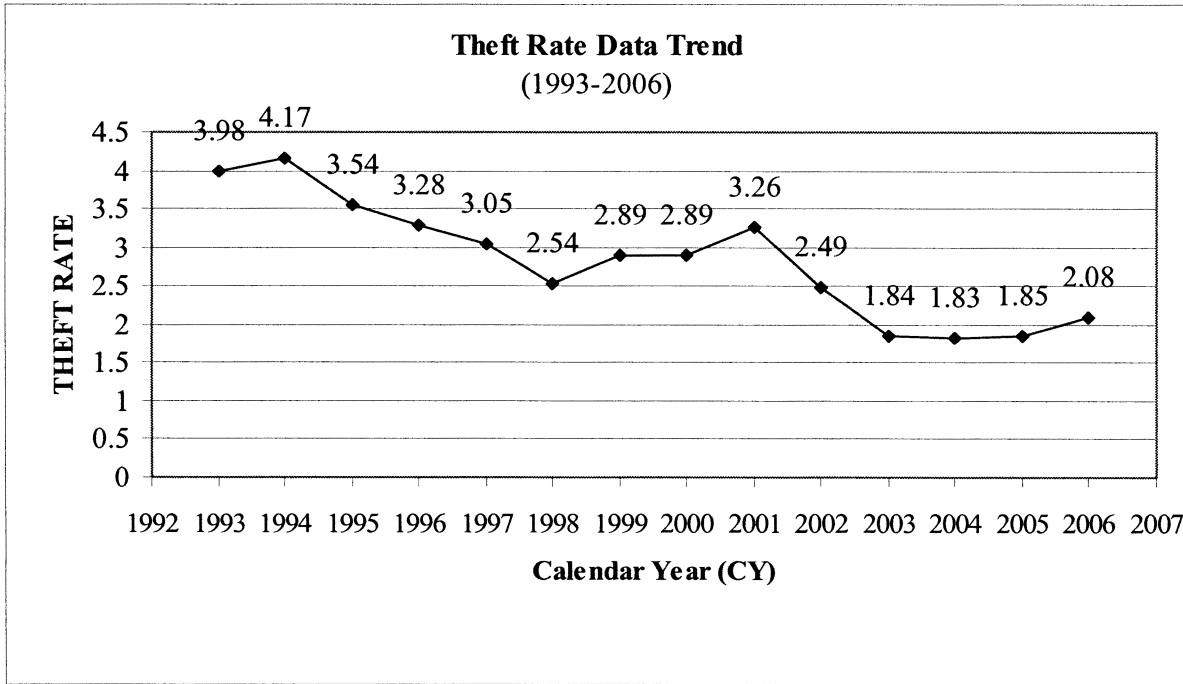
The 2006 theft rate for each vehicle line was calculated by dividing the

number of reported thefts of MY 2006 vehicles of that line stolen during calendar year 2006 by the total number of vehicles in that line manufactured for MY 2006, as reported to the Environmental Protection Agency (EPA).

The final 2006 theft data show an increase in the vehicle theft rate when compared to the theft rate experienced in CY/MY 2005. The final theft rate for MY 2006 passenger vehicles stolen in calendar year 2006 increased to 2.08 thefts per thousand vehicles produced, an increase of 12.4 percent from the rate of 1.85 thefts per thousand vehicles experienced by MY 2005 vehicles in CY 2005. NHTSA is not overly concerned about this increase in the overall theft rate. The data has shown an overall decreasing trend in theft rates since CY 1993, with periods of increase from one year to the next. As explained in the publication of preliminary theft data, if the final data, for calendar year/model year (CY/MY) 2006 showed a second year of increase, the agency would explore what could be the possible causes for these elevations. The agency also welcomed comments on the cause for this increase but no comments were received. Therefore, as indicated by the publication of preliminary theft rate data, the agency will continue to monitor this theft rate pattern and explore the possible reasons for the elevation in theft rates experienced during MY/CY 2005-2006.

For MY 2006 vehicles, out of a total of 223 vehicle lines, 19 lines had a theft rate higher than 3.5826 per thousand vehicles, the established median theft rate for MYs 1990/1991. (See 59 FR 12400, March 16, 1994). Of the 19 vehicle lines with a theft rate higher than 3.5826, 18 are passenger car lines, one is a multipurpose passenger vehicle lines, and none are light-duty truck lines.

Figure 1: Theft Rate Data Trend (1993-2006)



Theft rate per thousand vehicles produced

On Monday, July 14, 2008, NHTSA published the preliminary theft rates for CY 2006 passenger motor vehicles in the **Federal Register** (73 FR 40278). The agency tentatively ranked each of the MY 2006 vehicle lines in descending order of theft rate. The public was requested to comment on the accuracy of the data and to provide final production figures for individual vehicle lines. The agency used written comments to make the necessary adjustments to its data. As a result of the adjustments, some of the final theft rates and rankings of vehicle lines changed from those published in the July 2008 notice.

The agency received a written comment from Volkswagen Group of America, Inc. (VW). In its comments, VW informed the agency that the listing did not include the Volkswagen Touareg vehicle line. In response to this comment, the agency notes the Touareg vehicle line has a gross vehicle weight rating (GVWR) over 6,000 pounds, therefore, since the scope of the Federal

Motor Vehicle Theft Prevention Standard only includes vehicles with a GVWR of 6,000 pounds or less, the Volkswagen Touareg will not be included on the listing. VW also informed the agency that the entries for the Volkswagen Bentley Arnage and the Volkswagen Bentley Continental were listed with incorrect manufacturer designations. The final theft data has been revised to reflect that Bentley Motors is the manufacturer for the Arnage and the Continental vehicles. Additionally, VW noted errors in the ranking order of some of the vehicle lines having 0.0000 theft rates. As a result of this error, the final theft data has been revised to correct the ranking order of those vehicle lines having a 0.0000 theft rate. VW also informed the agency that the production volume listed for the Audi TT vehicle line was incorrect. After further review of the final production volumes VW reported to the EPA, the production volume for the Audi TT has been corrected and the final theft list has been revised

accordingly. As a result of the correction, the Audi TT previously ranked No. 203 with a theft rate of 0.0000 is now ranked No. 204 with a theft rate of 0.0000.

Further reanalysis of the theft rate data revealed that the Jaguar Vanden Plas/Super V8 entry was inadvertently listed as two entries with different production volumes. The entry for Jaguar Vanden Plas/Super V8 has been corrected to list the as one entry and the production volumes have been combined. As a result of this correction, the final theft data has been revised accordingly.

The following list represents NHTSA's final calculation of theft rates for all 2006 passenger motor vehicle lines. This list is intended to inform the public of calendar year 2006 motor vehicle thefts of model year 2006 vehicles and does not have any effect on the obligations of regulated parties under 49 U.S.C. Chapter 331, Theft Prevention.

FINAL REPORT OF THEFT RATES FOR MODEL YEAR 2006 PASSENGER MOTOR VEHICLES STOLEN IN CALENDAR YEAR 2006

| Manufacturer             | Make/model (line)  | Thefts 2006 | Production (Mfr's) 2006 | 2006 Theft rate (per 1,000 vehicles produced) |
|--------------------------|--------------------|-------------|-------------------------|---|
| 1. DAIMLERCHRYSLER ..... | DODGE MAGNUM ..... | 407         | 46501                   | 8.7525  |

## FINAL REPORT OF THEFT RATES FOR MODEL YEAR 2006 PASSENGER MOTOR VEHICLES STOLEN IN CALENDAR YEAR 2006—Continued

| Manufacturer        | Make/model (line)            | Thefts 2006 | Production (Mfr's) 2006 | 2006 Theft rate (per 1,000 vehicles produced) |
|---------------------|------------------------------|-------------|-------------------------|---|
| 2. DAIMLERCHRYSLER  | DODGE CHARGER                | 963         | 130892                  | 7.3572  |
| 3. DAIMLERCHRYSLER  | DODGE STRATUS                | 569         | 79998                   | 7.1127  |
| 4. GENERAL MOTORS   | PONTIAC GRAND PRIX           | 802         | 116458                  | 6.8866  |
| 5. LAMBORGHINI      | MURCIELAGO                   | 1           | 159                     | 6.2893  |
| 6. GENERAL MOTORS   | CHEVROLET MONTE CARLO        | 239         | 38136                   | 6.2670  |
| 7. ROLLS ROYCE      | PHANTOM                      | 2           | 339                     | 5.8997  |
| 8. DAIMLERCHRYSLER  | CHRYSLER SEBRING             | 250         | 43115                   | 5.7984  |
| 9. DAIMLERCHRYSLER  | CHRYSLER SEBRING CONVERTIBLE | 150         | 27685                   | 5.4181  |
| 10. HONDA           | ACURA RSX                    | 69          | 15111                   | 4.5662  |
| 11. DAIMLERCHRYSLER | CHRYSLER 300                 | 991         | 217754                  | 4.5510  |
| 12. GENERAL MOTORS  | PONTIAC G6                   | 716         | 170394                  | 4.2020  |
| 13. MITSUBISHI      | GALANT                       | 118         | 28101                   | 4.1991  |
| 14. GENERAL MOTORS  | CHEVROLET MALIBU             | 740         | 177262                  | 4.1746  |
| 15. SUZUKI          | FORENZA                      | 175         | 42550                   | 4.1128  |
| 16. FORD MOTOR CO   | FORD TAURUS                  | 638         | 156882                  | 4.0668  |
| 17. GENERAL MOTORS  | CHEVROLET IMPALA             | 1044        | 262823                  | 3.9723  |
| 18. GENERAL MOTORS  | CHEVROLET COBALT             | 844         | 229576                  | 3.6763  |
| 19. NISSAN          | SENTRA                       | 500         | 136351                  | 3.6670  |
| 20. KIA             | AMANTI                       | 29          | 8133                    | 3.5657  |
| 21. HYUNDAI         | SONATA                       | 605         | 170783                  | 3.5425  |
| 22. MERCEDES-BENZ   | 215 (CL-CLASS)               | 79          | 22411                   | 3.5251  |
| 23. MITSUBISHI      | ENDEAVOR                     | 51          | 14546                   | 3.5061  |
| 24. SUZUKI          | VERONA                       | 7           | 2000                    | 3.5000  |
| 25. HONDA           | HONDA CIVIC                  | 362         | 103981                  | 3.4814  |
| 26. DAIMLERCHRYSLER | CHRYSLER PT CRUISER          | 457         | 131960                  | 3.4632  |
| 27. DAIMLERCHRYSLER | JEEP GRAND CHEROKEE          | 303         | 88383                   | 3.4283  |
| 28. BMW             | M3                           | 15          | 4394                    | 3.4137  |
| 29. FORD MOTOR CO   | LINCOLN LS                   | 29          | 8499                    | 3.4122  |
| 30. NISSAN          | MAXIMA                       | 210         | 63663                   | 3.2986  |
| 31. NISSAN          | 350Z                         | 100         | 30640                   | 3.2637  |
| 32. FORD MOTOR CO   | FORD FOCUS                   | 436         | 135929                  | 3.2076  |
| 33. FORD MOTOR CO   | FORD CROWN VICTORIA          | 35          | 10955                   | 3.1949  |
| 34. HYUNDAI         | ACCENT                       | 59          | 18685                   | 3.1576  |
| 35. KIA             | OPTIMA                       | 143         | 45859                   | 3.1183  |
| 36. MAZDA           | 6                            | 190         | 67327                   | 2.8220  |
| 37. FORD MOTOR CO   | FORD MUSTANG                 | 431         | 153977                  | 2.7991  |
| 38. SUZUKI          | RENO                         | 22          | 7900                    | 2.7848  |
| 39. MITSUBISHI      | LANCER                       | 121         | 43750                   | 2.7657  |
| 40. GENERAL MOTORS  | CHEVROLET AVEO               | 142         | 51353                   | 2.7652  |
| 41. BMW             | 7                            | 77          | 28012                   | 2.7488  |
| 42. SUBARU          | LEGACY/OUTBACK               | 59          | 21696                   | 2.7194  |
| 43. DAIMLERCHRYSLER | CHRYSLER PACIFICA            | 224         | 82451                   | 2.7168  |
| 44. MITSUBISHI      | ECLIPSE                      | 79          | 29582                   | 2.6705  |
| 45. KIA             | RIO                          | 91          | 34103                   | 2.6684  |
| 46. GENERAL MOTORS  | CADILLAC DTS                 | 173         | 65335                   | 2.6479  |
| 47. BMW             | M5                           | 11          | 4309                    | 2.5528  |
| 48. GENERAL MOTORS  | CHEVROLET TRAILBLAZER        | 373         | 148522                  | 2.5114  |
| 49. FORD MOTOR CO   | LINCOLN TOWN CAR             | 97          | 40317                   | 2.4059  |
| 50. TOYOTA          | SCION TC                     | 189         | 80576                   | 2.3456  |
| 51. GENERAL MOTORS  | CHEVROLET HHR                | 267         | 113967                  | 2.3428  |
| 52. KIA             | SPECTRA                      | 184         | 79152                   | 2.3246  |
| 53. TOYOTA          | LEXUS LS                     | 40          | 17220                   | 2.3229  |
| 54. SUZUKI          | VITARA/GRAND VITARA          | 107         | 46223                   | 2.3149  |
| 55. GENERAL MOTORS  | CADILLAC CTS                 | 125         | 55066                   | 2.2700  |
| 56. GENERAL MOTORS  | BUICK RAINIER                | 26          | 11503                   | 2.2603  |
| 57. NISSAN          | ALTIMA                       | 648         | 294015                  | 2.2040  |
| 58. ISUZU           | I SERIES PICKUP              | 10          | 4546                    | 2.1997  |
| 59. BMW             | 6                            | 17          | 7893                    | 2.1538  |
| 60. TOYOTA          | LEXUS SC                     | 15          | 7008                    | 2.1404  |
| 61. LOTUS           | ELISE                        | 3           | 1424                    | 2.1067  |
| 62. GENERAL MOTORS  | PONTIAC MONTANA VAN          | 44          | 20984                   | 2.0968  |
| 63. GENERAL MOTORS  | PONTIAC GTO                  | 29          | 13857                   | 2.0928  |
| 64. KIA             | SORENTO                      | 116         | 55515                   | 2.0895  |
| 65. TOYOTA          | TOYOTA CAMRY/SOLARA          | 517         | 252690                  | 2.0460  |
| 66. JAGUAR          | S-TYPE                       | 14          | 6855                    | 2.0423  |
| 67. AUDI            | A8                           | 11          | 5404                    | 2.0355  |
| 68. BMW             | M6                           | 2           | 990                     | 2.0202  |

FINAL REPORT OF THEFT RATES FOR MODEL YEAR 2006 PASSENGER MOTOR VEHICLES STOLEN IN CALENDAR YEAR  
2006—Continued

| Manufacturer         | Make/model (line)           | Thefts 2006 | Production (Mfr's) 2006 | 2006 Theft rate (per 1,000 vehicles produced) |
|----------------------|-----------------------------|-------------|-------------------------|---|
| 69. DAIMLERCHRYSLER  | JEEP WRANGLER               | 155         | 77976                   | 1.9878  |
| 70. GENERAL MOTORS   | CHEVROLET UPLANDER VAN      | 122         | 62521                   | 1.9513  |
| 71. TOYOTA           | TOYOTA COROLLA              | 653         | 336871                  | 1.9384  |
| 72. GENERAL MOTORS   | SATURN ION                  | 186         | 96227                   | 1.9329  |
| 73. GENERAL MOTORS   | BUICK RENDEZVOUS            | 96          | 50649                   | 1.8954  |
| 74. VOLVO            | S80                         | 14          | 7567                    | 1.8501  |
| 75. DAIMLERCHRYSLER  | JEEP LIBERTY                | 266         | 146897                  | 1.8108  |
| 76. NISSAN           | INFINITI G35                | 107         | 59442                   | 1.8001  |
| 77. TOYOTA           | LEXUS GS                    | 92          | 51221                   | 1.7961  |
| 78. HYUNDAI          | TIBURON                     | 41          | 22959                   | 1.7858  |
| 79. NISSAN           | INFINITI FX45               | 3           | 1693                    | 1.7720  |
| 80. GENERAL MOTORS   | CADILLAC XLR                | 7           | 3963                    | 1.7663  |
| 81. HONDA            | HONDA S2000                 | 10          | 5666                    | 1.7649  |
| 82. AUDI             | A6/A6 QUATTRO/S6/S6 AVANT   | 32          | 18143                   | 1.7638  |
| 83. DAIMLERCHRYSLER  | DODGE CARAVAN/GRAND CARAVAN | 416         | 235960                  | 1.7630  |
| 84. HYUNDAI          | ELANTRA                     | 174         | 99126                   | 1.7553  |
| 85. FORD MOTOR CO    | FORD FUSION                 | 217         | 125335                  | 1.7314  |
| 86. MAZDA            | 5                           | 35          | 20328                   | 1.7218  |
| 87. JAGUAR           | X-TYPE                      | 10          | 5994                    | 1.6683  |
| 88. NISSAN           | QUEST VAN                   | 42          | 25378                   | 1.6550  |
| 89. FORD MOTOR CO    | FORD FREESTAR VAN           | 84          | 51143                   | 1.6425  |
| 90. MERCEDES-BENZ    | 203 (C-CLASS)               | 89          | 54492                   | 1.6333  |
| 91. FORD MOTOR CO    | FORD FIVE HUNDRED           | 134         | 83031                   | 1.6139  |
| 92. HUMMER           | H3                          | 116         | 72227                   | 1.6060  |
| 93. MAZDA            | RX-8                        | 10          | 6415                    | 1.5588  |
| 94. MERCEDES-BENZ    | 220 (S-CLASS)               | 22          | 14472                   | 1.5202  |
| 95. GENERAL MOTORS   | PONTIAC VIBE                | 77          | 51168                   | 1.5048  |
| 96. FORD MOTOR CO    | MERCURY MOUNTAINEER         | 46          | 30676                   | 1.4995  |
| 97. NISSAN           | FRONTIER PICKUP             | 112         | 75112                   | 1.4911  |
| 98. TOYOTA           | SCION XB                    | 125         | 87219                   | 1.4332  |
| 99. GENERAL MOTORS   | BUICK LACROSSE/ALLURE       | 107         | 76029                   | 1.4074  |
| 100. JAGUAR          | XKR                         | 1           | 713                     | 1.4025  |
| 101. TOYOTA          | TOYOTA TUNDRA PICKUP        | 36          | 25764                   | 1.3973  |
| 102. GENERAL MOTORS  | GMC ENVOY                   | 68          | 48745                   | 1.3950  |
| 103. VOLVO           | S60                         | 30          | 21734                   | 1.3803  |
| 104. GENERAL MOTORS  | CHEVROLET EQUINOX           | 170         | 124123                  | 1.3696  |
| 105. JAGUAR          | XK8                         | 2           | 1463                    | 1.3671  |
| 106. VOLKSWAGEN      | PASSAT                      | 85          | 63019                   | 1.3488  |
| 107. NISSAN          | MURANO                      | 105         | 77852                   | 1.3487  |
| 108. NISSAN          | PATHFINDER                  | 100         | 74219                   | 1.3474  |
| 109. BMW             | 5                           | 62          | 46563                   | 1.3315  |
| 110. FORD MOTOR CO   | FORD RANGER PICKUP          | 110         | 83737                   | 1.3136  |
| 111. MAZDA           | 3                           | 125         | 95420                   | 1.3100  |
| 112. NISSAN          | XTERRA                      | 78          | 59988                   | 1.3003  |
| 113. MAZDA           | MPV VAN                     | 13          | 10054                   | 1.2930  |
| 114. FORD MOTOR CO   | MERCURY GRAND MARQUIS       | 64          | 49578                   | 1.2909  |
| 115. VOLKSWAGEN      | GOLF/RABBIT/GTI             | 24          | 18806                   | 1.2762  |
| 116. MITSUBISHI      | OUTLANDER                   | 13          | 10190                   | 1.2758  |
| 117. FORD MOTOR CO   | FORD ESCAPE                 | 194         | 152125                  | 1.2753  |
| 118. TOYOTA          | TOYOTA MATRIX               | 70          | 56291                   | 1.2435  |
| 119. GENERAL MOTORS  | CHEVROLET COLORADO PICKUP   | 129         | 104675                  | 1.2324  |
| 120. HONDA           | HONDA ACCORD                | 391         | 328780                  | 1.1892  |
| 121. TOYOTA          | TOYOTA TACOMA PICKUP        | 221         | 195700                  | 1.1293  |
| 122. HONDA           | ACURA TSX                   | 44          | 40480                   | 1.0870  |
| 123. GENERAL MOTORS  | GMC CANYON PICKUP           | 29          | 26744                   | 1.0844  |
| 124. GENERAL MOTORS  | SATURN VUE                  | 103         | 95178                   | 1.0822  |
| 125. AUDI            | A3/A3 QUATTRO               | 12          | 11162                   | 1.0751  |
| 126. MAZDA           | TRIBUTE                     | 35          | 33565                   | 1.0428  |
| 127. TOYOTA          | LEXUS ES                    | 32          | 30735                   | 1.0412  |
| 128. MERCEDES-BENZ   | 129 (SL-CLASS)              | 7           | 6731                    | 1.0400  |
| 129. FORD MOTOR CO   | FORD FREESTYLE              | 57          | 54980                   | 1.0367  |
| 130. NISSAN          | INFINITI M35/M45            | 42          | 40627                   | 1.0338  |
| 131. TOYOTA          | TOYOTA 4RUNNER              | 108         | 104758                  | 1.0309  |
| 132. AUDI            | A4/A4 QUATTRO/S4/S4 AVANT   | 49          | 48023                   | 1.0203  |
| 133. FORD MOTOR CO   | MERCURY MILAN               | 35          | 34506                   | 1.0143  |
| 134. DAIMLERCHRYSLER | CHRYSLER TOWN & COUNTRY     | 177         | 175760                  | 1.0071  |
| 135. TOYOTA          | SCION XA                    | 50          | 49664                   | 1.0068  |

## FINAL REPORT OF THEFT RATES FOR MODEL YEAR 2006 PASSENGER MOTOR VEHICLES STOLEN IN CALENDAR YEAR 2006—Continued

| Manufacturer         | Make/model (line)             | Thefts 2006 | Production (Mfr's) 2006 | 2006 Theft rate (per 1,000 vehicles produced) |
|----------------------|-------------------------------|-------------|-------------------------|---|
| 136. MERCEDES-BENZ   | 208 (CLK-CLASS)               | 17          | 17150                   | 0.9913  |
| 137. GENERAL MOTORS  | PONTIAC TORRENT               | 48          | 48750                   | 0.9846  |
| 138. NISSAN          | INFINITI FX35                 | 17          | 17326                   | 0.9812  |
| 139. SUBARU          | IMPREZA                       | 41          | 41987                   | 0.9765  |
| 140. SUZUKI          | AERIO                         | 17          | 17417                   | 0.9761  |
| 141. HYUNDAI         | SANTA FE                      | 32          | 32802                   | 0.9756  |
| 142. HONDA           | ACURA 3.2 TL                  | 74          | 77849                   | 0.9506  |
| 143. GENERAL MOTORS  | CHEVROLET CORVETTE            | 30          | 31595                   | 0.9495  |
| 144. GENERAL MOTORS  | BUICK LUCERNE                 | 81          | 85961                   | 0.9423  |
| 145. HYUNDAI         | TUCSON                        | 52          | 55399                   | 0.9386  |
| 146. TOYOTA          | TOYOTA AVALON                 | 90          | 97247                   | 0.9255  |
| 147. ASTON MARTIN    | DB9                           | 1           | 1085                    | 0.9217  |
| 148. GENERAL MOTORS  | CADILLAC FUNERAL COACH/HEARSE | 1           | 1096                    | 0.9124  |
| 149. MERCEDES-BENZ   | 210 (E-CLASS)                 | 55          | 61563                   | 0.8934  |
| 150. VOLVO           | V50                           | 4           | 4480                    | 0.8929  |
| 151. VOLKSWAGEN      | JETTA                         | 108         | 123317                  | 0.8758  |
| 152. FORD MOTOR CO   | MERCURY MONTEGO               | 17          | 19464                   | 0.8734  |
| 153. JAGUAR          | XJ8/XJ8L                      | 3           | 3444                    | 0.8711  |
| 154. TOYOTA          | LEXUS IS                      | 43          | 49960                   | 0.8607  |
| 155. BMW             | 3                             | 127         | 151673                  | 0.8373  |
| 156. FORD MOTOR CO   | LINCOLN ZEPHYR                | 26          | 31265                   | 0.8316  |
| 157. TOYOTA          | TOYOTA RAV4                   | 94          | 114912                  | 0.8180  |
| 158. VOLVO           | S40                           | 20          | 24505                   | 0.8162  |
| 159. ISUZU           | ASCENDER                      | 3           | 3857                    | 0.7778  |
| 160. HYUNDAI         | AZERA                         | 19          | 24492                   | 0.7758  |
| 161. PORSCHE         | BOXSTER                       | 4           | 5314                    | 0.7527  |
| 162. PORSCHE         | CAYMAN                        | 4           | 5360                    | 0.7463  |
| 163. SUBARU          | B9 TRIBECA                    | 22          | 30027                   | 0.7327  |
| 164. BENTLEY MOTORS  | CONTINENTAL                   | 3           | 4097                    | 0.7322  |
| 165. VOLVO           | XC90                          | 24          | 32962                   | 0.7281  |
| 166. KIA             | SPORTAGE                      | 30          | 42832                   | 0.7004  |
| 167. FORD MOTOR CO   | MERCURY MARINER               | 21          | 30137                   | 0.6968  |
| 168. GENERAL MOTORS  | PONTIAC SOLSTICE              | 13          | 18748                   | 0.6934  |
| 169. VOLKSWAGEN      | NEW BEETLE                    | 27          | 41361                   | 0.6528  |
| 170. HONDA           | HONDA ELEMENT                 | 29          | 45132                   | 0.6426  |
| 171. GENERAL MOTORS  | CADILLAC STS                  | 20          | 31368                   | 0.6376  |
| 172. BMW             | Z4/M                          | 7           | 10981                   | 0.6375  |
| 173. TOYOTA          | TOYOTA SIENNA VAN             | 120         | 192771                  | 0.6225  |
| 174. TOYOTA          | LEXUS RX                      | 48          | 77147                   | 0.6222  |
| 175. DAIMLERCHRYSLER | DODGE VIPER                   | 1           | 1630                    | 0.6135  |
| 176. PORSCHE         | 911                           | 8           | 13407                   | 0.5967  |
| 177. SAAB            | 9-2X                          | 1           | 1731                    | 0.5777  |
| 178. KIA             | SEDONA VAN                    | 30          | 52064                   | 0.5762  |
| 179. MITSUBISHI      | MONTERO                       | 1           | 1778                    | 0.5624  |
| 180. TOYOTA          | TOYOTA HIGHLANDER             | 96          | 176213                  | 0.5448  |
| 181. BMW             | X3                            | 15          | 27743                   | 0.5407  |
| 182. MAZDA           | MX-5 MIATA                    | 11          | 20688                   | 0.5317  |
| 183. SUBARU          | FORESTER                      | 28          | 54405                   | 0.5147  |
| 184. FORD MOTOR CO   | MERCURY MONTEREY VAN          | 2           | 4017                    | 0.4979  |
| 185. HONDA           | HONDA PILOT                   | 73          | 147629                  | 0.4945  |
| 186. SAAB            | 9-3                           | 11          | 22542                   | 0.4880  |
| 187. HONDA           | ACURA 3.5 RL                  | 6           | 12556                   | 0.4779  |
| 188. VOLVO           | V70                           | 3           | 6355                    | 0.4721  |
| 189. HONDA           | HONDA CR-V                    | 70          | 149659                  | 0.4677  |
| 190. VOLVO           | XC70                          | 6           | 12895                   | 0.4653  |
| 191. GENERAL MOTORS  | SATURN RELAY                  | 2           | 4935                    | 0.4053  |
| 192. HONDA           | HONDA ODYSSEY VAN             | 75          | 192364                  | 0.3899  |
| 193. HONDA           | ACURA MDX                     | 20          | 51380                   | 0.3893  |
| 194. BMW             | MINI COOPER                   | 17          | 51271                   | 0.3316  |
| 195. SUBARU          | BAJA                          | 2           | 7498                    | 0.2667  |
| 196. MAZDA           | B SERIES PICKUP               | 1           | 4229                    | 0.2365  |
| 197. GENERAL MOTORS  | BUICK TERRAZA VAN             | 3           | 12767                   | 0.2350  |
| 198. DAIMLERCHRYSLER | CHRYSLER CROSSFIRE            | 1           | 6186                    | 0.1617  |
| 199. TOYOTA          | TOYOTA PRIUS                  | 14          | 87310                   | 0.1603  |
| 200. MERCEDES-BENZ   | 170 (SLK-CLASS)               | 2           | 13475                   | 0.1484  |
| 201. SUBARU          | OUTBACK                       | 5           | 57806                   | 0.0865  |
| 202. ASTON MARTIN    | VANQUISH                      | 0           | 467                     | 0.0000  |

FINAL REPORT OF THEFT RATES FOR MODEL YEAR 2006 PASSENGER MOTOR VEHICLES STOLEN IN CALENDAR YEAR 2006—Continued

| Manufacturer              | Make/model (line)          | Thefts 2006 | Production (Mfr's) 2006 | 2006 Theft rate (per 1,000 vehicles produced) |
|---------------------------|----------------------------|-------------|-------------------------|---|
| 203. ASTON MARTIN .....   | VANTAGE .....              | 0           | 161                     | 0.0000  |
| 204. AUDI .....           | TT .....                   | 0           | 1199                    | 0.0000  |
| 205. BENTLEY MOTORS ..... | ARNAGE .....               | 0           | 228                     | 0.0000  |
| 206. BUGATTI .....        | VEYRON .....               | 0           | 17                      | 0.0000  |
| 207. FERRARI .....        | MARANELLO/F1 .....         | 0           | 1392                    | 0.0000  |
| 208. FORD MOTOR CO .....  | FORD GT .....              | 0           | 1729                    | 0.0000  |
| 209. GENERAL MOTORS ..... | CADILLAC LIMOUSINE .....   | 0           | 922                     | 0.0000  |
| 210. HONDA .....          | HONDA INSIGHT .....        | 0           | 803                     | 0.0000  |
| 211. JAGUAR .....         | VANDEN PLAS/SUPER V8 ..... | 0           | 1761                    | 0.0000  |
| 212. JAGUAR .....         | XJR .....                  | 0           | 307                     | 0.0000  |
| 213. LAMBORGHINI .....    | GALLARDO .....             | 0           | 392                     | 0.0000  |
| 214. MASERATI .....       | GRANSPORT .....            | 0           | 51                      | 0.0000  |
| 215. MASERATI .....       | QUATTROPORTE .....         | 0           | 1609                    | 0.0000  |
| 216. MASERATI .....       | SPYDER/F1 .....            | 0           | 777                     | 0.0000  |
| 217. NISSAN .....         | INFINITI Q45 .....         | 0           | 140                     | 0.0000  |
| 218. SAAB .....           | 9-5 .....                  | 0           | 11620                   | 0.0000  |
| 219. SAAB .....           | 9-7X .....                 | 0           | 5484                    | 0.0000  |
| 220. SALEEN .....         | S7 .....                   | 0           | 16                      | 0.0000  |
| 221. SPYKER .....         | C8 .....                   | 0           | 13                      | 0.0000  |
| 222. TOYOTA .....         | TOYOTA YARIS .....         | 0           | 2571                    | 0.0000  |
| 223. VOLKSWAGEN .....     | PHAETON .....              | 0           | 259                     | 0.0000  |

Issued on: October 7, 2008.

Stephen R. Kratzke,

Associate Administrator for Rulemaking.

[FR Doc. E8-24231 Filed 10-10-08; 8:45 am]

BILLING CODE 4910-59-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Parts 222 and 223

[Docket No. 0810061316-81321-01]

RIN 0648-XL11

Sea Turtle Conservation; Shrimp Trawling Requirements

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Temporary rule.

SUMMARY: NMFS issues this temporary rule for a period of 30 days, to allow shrimp fishermen to use limited tow times as an alternative to Turtle Excluder Devices (TEDs) in state and Federal waters offshore of Texas (from the Texas/Louisiana boundary southward to the boundary shared by Matagorda and Brazoria Counties; approximately 95° 32'W. long.) extending offshore 20 nautical miles. This action is necessary because environmental conditions resulting from

Hurricane Ike are preventing some fishermen from using TEDs effectively.

DATES: Effective from October 8, 2008 through November 7, 2008.

FOR FURTHER INFORMATION CONTACT: Michael Barnette, 727-551-5794.

SUPPLEMENTARY INFORMATION:

Background

All sea turtles that occur in U.S. waters are listed as either endangered or threatened under the Endangered Species Act of 1973 (ESA). The Kemp's ridley (*Lepidochelys kempii*), leatherback (*Dermochelys coriacea*), and hawksbill (*Eretmochelys imbricata*) turtles are listed as endangered. The loggerhead (*Caretta caretta*) and green (*Chelonia mydas*) turtles are listed as threatened, except for breeding populations of green turtles in Florida and on the Pacific coast of Mexico, which are listed as endangered.

Sea turtles are incidentally taken, and some are killed, as a result of numerous activities, including fishery-related trawling activities in the Gulf of Mexico and along the Atlantic seaboard. Under the ESA and its implementing regulations, the taking of sea turtles is prohibited, with exceptions identified in 50 CFR 223.206(d), or according to the terms and conditions of a biological opinion issued under section 7 of the ESA, or according to an incidental take permit issued under section 10 of the ESA. The incidental taking of turtles during shrimp or summer flounder trawling is exempted from the taking

prohibition of section 9 of the ESA if the conservation measures specified in the sea turtle conservation regulations (50 CFR 223) are followed. The regulations require most shrimp trawlers and summer flounder trawlers operating in the southeastern United States (Atlantic area, Gulf area, and summer flounder sea turtle protection area, see 50 CFR 223.206) to have a NMFS-approved TED installed in each net that is rigged for fishing to allow sea turtles to escape. TEDs currently approved by NMFS include single-grid hard TEDs and hooped hard TEDs conforming to a generic description, the flounder TED, and one type of soft TED the Parker soft TED (see 50 CFR 223.207).

TEDs incorporate an escape opening, usually covered by a webbing flap, which allows sea turtles to escape from trawl nets. To be approved by NMFS, a TED design must be shown to be 97 percent effective in excluding sea turtles during testing based upon specific testing protocols (50 CFR 223.207(e)(1)). Most approved hard TEDs are described in the regulations (50 CFR 223.207(a)) according to generic criteria based upon certain parameters of TED design, configuration, and installation, including height and width dimensions of the TED opening through which the turtles escape.

The regulations governing sea turtle take prohibitions and exemptions provide for the use of limited tow times as an alternative to the use of TEDs for vessels with certain specified