

Dated: September 15, 1998.

Van Zeck,

Commissioner of the Public Debt.

[FR Doc. 98-25213 Filed 9-17-98; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR 100

[CGD08-98-060]

RIN 2115-AE46

Special Local Regulations: 2nd Annual Hobbs Island Regatta, Tennessee River Mile 333.5 to 336.5, Huntsville, Alabama

AGENCY: Coast Guard, DOT.

ACTION: Temporary Final Rule.

SUMMARY: Special local regulations are being adopted for the 2nd Annual Hobbs Island Regatta. This event will be held on September 26, 1998 from 9:00 a.m. until 4:00 p.m. at the riverfront in Huntsville, AL. These regulations are needed to provide for the safety of life on navigable waters during the event. **DATES:** These regulations are effective from 9 a.m. until 4 p.m. on September 26, 1998.

FOR FURTHER INFORMATION CONTACT: LTJG Tom Boyles, Marine Safety Office, Paducah, KY. Tel: (502) 442-1621 ext. 310.

SUPPLEMENTARY INFORMATION:

Drafting Information

The drafters of this regulation are LTJG Tom Boyles, Project Officer, Marine Safety Office Paducah, and LTJG Michele Woodruff, Project Attorney, Eighth Coast Guard District Legal Office.

Regulatory History

In accordance with 5 U.S.C. 553, a notice of proposed rule making for these regulations has not been published, and good cause exists for making them effective in less than 30 days from the date of publication. Following normal rule making procedures would have been impracticable. The details of the event were not finalized with sufficient time remaining to publish proposed rules in advance of the event or to provide for a delayed effective date.

Background and Purpose

The marine event requiring this regulation is the 2nd Annual Hobbs Island Regatta. The Rocket City Rowing Club sponsors this event. The event will consist of a three-mile rowing race involving rowing shells of up to 60 feet

in length with nine person crews. The sponsor expects approximately 300 to 350 participants and between 10 and 15 spectator boats. Spectators will be able to view the event from areas designated by the sponsor.

Regulatory Evaluation

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has not been reviewed by the Office of Management and Budget under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary because of the event's short duration.

Small Entities

The Coast Guard finds that the impact on small entities, if any, is not substantial. Therefore, the Coast Guard certifies under section 605(b) of the Regulatory Flexibility Act (5 U.S.C. 601 et seq) that this temporary rule will not have a significant economic impact on a substantial number of small entities because of the event's short duration.

Collection of Information

This rule contains no information collection requirements under the Paperwork Reduction Act (44 U.S.C. 3501 et seq).

Federalism Assessment

The Coast Guard has analyzed this action in accordance with the principles and criteria of Executive Order 12612 and has determined that this rule does not raise sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Environmental Assessment

The Coast Guard considered the environmental impact of this rule and concluded that under section 2-1, paragraph (34)(h) of Commandant Instruction M16475.1C this rule is excluded from further environmental documentation.

List of Subjects in 33 CFR Part 100

Marine safety, Navigation (water), Reporting and recordkeeping requirements.

Temporary Regulations

In consideration of the foregoing, part 100 of Title 33, Code of Federal Regulations, is amended as follows:

PART 100—[AMENDED]

1. The authority citation of part 100 continues to read as follows:

Authority: 33 U.S.C. 1233; 49 CFR 1.46 and 33 CFR 100.35.

2. A temporary section 100.35-T09-060 is added to read as follows:

§ 100.35-T08-060 Tennessee River at Huntsville, Alabama.

(a) *Regulated Area:* A regulated area is established on the Tennessee River between miles 333.5 and 336.5.

(b) *Special Local Regulation:* All persons and/or vessels not registered with the sponsors as participants or official patrol vessels are considered spectators. The "official patrol" consists of any Coast Guard, public, state or local law enforcement and/or sponsor provided vessels assigned to patrol the event.

(1) No spectators shall anchor, block, loiter in, or impede the through transit of participants or official patrol vessels in the regulated area during effective dates and times, unless cleared for such entry by or through an official patrol vessel.

(2) When hailed and/or signaled by an official patrol vessel, a spectator shall come to an immediate stop. Vessels shall comply with all directions given: failure to do so may result in a citation.

(3) The Patrol Commander is empowered to forbid and control the movement of all vessels in the regulated area. The Patrol Commander may terminate the event at any time it is deemed necessary for the protection of life and/or property and can be reached on VHF-FM Channel 16 by using the call sign "PATCOM".

Effective Date: These regulations will be effective on September 26, 1998 from 9:00 a.m. until 4:00 p.m.

Dated: September 4, 1998.

A. L. Gerfin, Jr.,

Captain, U.S. Coast Guard,

Acting Commander, 8th Coast Guard Dist.

[FR Doc. 98-25160 Filed 9-18-98; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 100

[CGD07-98-008]

RIN 2115-AE46

Special Local Regulations; Around Alone Sailboat Race, Charleston, SC

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is revising the temporary special local regulations that created a regulated area in the coastal waters off Charleston, SC, for the Around Alone single-handed sailboat race, sponsored by Great Adventures, Ltd. The revisions to the dimensions of the regulated area include extending the area further offshore and will ensure a more controlled start and safer passage for the participants once the race has begun. These regulations are necessary to provide for the safety of life on navigable waters because of the expected presence of numerous spectator craft.

DATES: This section becomes effective from 10 am until 2 pm (EDT) on September 26, 1998.

FOR FURTHER INFORMATION CONTACT: LTJG S. Brisco, Project Manager, Coast Guard Group Charleston at (843) 724-7628.

SUPPLEMENTARY INFORMATION:

Regulatory History

The Coast Guard published a Notice of Proposed Rulemaking in the **Federal Register** on March 30, 1998 (63 FR 15115) and the Final Rule on July 2, 1998 (63 FR 36181).

Background and Purpose

These regulations revised the size and location of the regulated area and are needed to provide for the safety of life during the start of the Around Alone 1998-99 sailing race. These revised regulations are intended to promote safe navigation offshore of Charleston Harbor immediately before, during, and after the start of the race, by creating a larger area to control the traffic entering, exiting, and traveling within the regulated area. The anticipated concentration of commercial traffic, spectator vessels, and participating vessels associated with the race poses a safety concern.

The regulated area will encompass an area south of Charleston Harbor entrance lighted buoy 7 (LLNR 2405). Eight conspicuous markers will indicate the boundaries of the regulated area. These regulations prohibit the movement of spectator vessels and other non-participants within the regulated area on September 26, 1998, between 10 a.m. and 2 p.m., at the discretion of the Coast Guard Patrol Commander.

In accordance with 5 U.S.C. 533, a notice of proposed rulemaking has not been published for these revised regulations and good cause exists for making them effective in less than 30 days from the date of publication in the **Federal Register**. Following normal rulemaking procedures would have

been impracticable. The decision to increase the size of the regulated area for safety purposes was not made with sufficient time remaining to publish proposed rules in advance of the event or to provide for delayed effective date.

Regulatory Evaluation

This revised rule is not a major significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. The Office of Management and Budget has exempted it from review under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full Regulatory Evaluation under paragraph 10(e) of the regulatory policies and procedures of DOT is unnecessary. The revised regulations will only be in effect for approximately 4 hours on September 26, 1998.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard must consider whether this revised rule will have a significant economic impact on a substantial number of small entities. "Small entities" include small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their field, and governmental jurisdictions with populations of less than 50,000.

Therefore, the Coast Guard certifies under 5 U.S.C. 605(b) that this revised rule will not have a significant economic impact on a substantial number of small entities because the increase in the size of the regulated area is not significant, and it would be in effect for only 4 hours in a limited area outside Charleston harbor.

Collection of Information

This rule contains no collection of information requirements under the Paperwork Reduction Act (44 U.S.C. 3051 *et seq.*)

Federalism

The Coast Guard has analyzed this action in accordance with the principles and criteria contained in Executive Order 12612 and has determined that this rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Environmental Assessment

The Coast Guard has considered the environmental impact of this revised

rule, and has determined pursuant figure 2-1, paragraph #34(h) of Commandant Instruction M16475.1C, that this proposal is categorically excluded from further environmental documentation. A Categorical Exclusion Determination is available in the docket for inspection and copying.

List of Subjects in 33 CFR Part 100

Marine safety, Navigation (water), Reporting and recordkeeping requirements, Waterways.

Temporary Regulations

In consideration of the foregoing, the Coast Guard amends Part 100 of Title 33, Code of Federal Regulations, as follows:

PART 100—[AMENDED]

1. The authority citation for Part 100 continues to read as follows:

Authority: 33 U.S.C. 1233; 49 CFR 1.46 and 33 CFR 100.35.

2. Revise section 100.35T-07-008 to read as follows:

§ 100.35T-07-008 Around Alone 1998-99 Sailing Race; Charleston, SC.

(a) *Definitions:*

(1) *Regulated area.* The regulated area includes the waters off Charleston, SC, in an area bounded by eight points located at 32-42.112N, 79-48.008W; 32-41.711N, 79-47.329W; 32-41.676N, 79-46.730W; 32-41.169N, 79-45.737W; 32-40.033N, 79-46.709W; 32-40.619N, 79-47.671W; 32-41.091N, 79-47.867W; 32-41.554N, 79-48.591W. All coordinates reference Datum: NAD 83. Each of these eight points will be conspicuously marked with a marker.

(2) *Coast Guard Patrol Commander.* The Coast Guard Patrol Commander is a commissioned, warrant, or petty officer of the Coast Guard who has been designated by the Commander, Coast Guard Group Charleston, SC.

(b) *Special Local Regulations.* (1) Entry into the regulated area by other than event participants is prohibited, unless otherwise authorized by the Coast Guard Patrol Commander.

(2) The Coast Guard Patrol Commander may delay, modify, or cancel the race as conditions or circumstances require. The Coast Guard Patrol Commander shall monitor the start of the race with the race committee, to allow for a window of opportunity for the race participants to depart the harbor with minimal interference with inbound or outbound commercial traffic.

(3) Spectator and other non-participating vessels may only follow the participants out of Charleston

Harbor to the race starting area if they maintain a minimum distance of 500 yards behind the last participant, at the discretion of the Patrol Commander. Upon completion of the start of the race and when the last race participant has passed the outermost boundary of the regulated area, all vessels may resume normal operations.

(4) The regulations specified in this paragraph apply only within the navigable waters of the United States. In the waters within the regulated area that are outside the navigable waters of the United States, the following nonobligatory guidelines apply.

(i) All unaffiliated vessels should remain clear of the regulated area and avoid interfering with any Around Alone participant or Coast Guard vessel. Interference with participants or any race activity may constitute a safety hazard warranting cancellation or termination of all or part of the Around Alone activities by the Captain of the Port.

(ii) Any unauthorized entry into the zone by unaffiliated vessels constitutes a risk to the safety of marine traffic. Such entry will constitute a factor to be considered in determining whether a person has operated a vessel in a negligent manner in violation of 46 U.S.C. 2302.

(c) *Date.* This section becomes effective at 10 a.m. and terminates at 2 p.m. EDT on September 26, 1998.

Dated: September 10, 1998.

Norman T. Saunders,

Rear Admiral, U.S. Coast Guard Commander, Seventh Coast Guard District.

[FR Doc. 98-25161 Filed 9-18-98; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 60

[TN-AT-98-01; FRL-6163-4]

New Stationary Sources; Supplemental Delegation of Authority to Tennessee and Nashville-Davidson, Tennessee

AGENCY: Environmental Protection Agency (EPA).

ACTION: Delegation of Authority.

SUMMARY: The State of Tennessee and Nashville-Davidson County, Tennessee have requested that EPA delegate authority for implementation and enforcement of existing New Source Performance Standards (NSPS) which have been previously adopted by the State, but have remained undelegated by EPA, and to approve the mechanism for

delegation (automatic) of future NSPS. The purpose of the agency requests for approval of their delegation mechanism is to streamline the existing administrative procedures by eliminating unnecessary steps involved in taking delegation of federal NSPS regulations. With the new NSPS delegation mechanism in place, once a new or revised NSPS is promulgated by EPA, delegation of authority from EPA to the Tennessee Department of Environment and Conservation and the Metropolitan Health Department of Nashville and Davidson County will become effective on the date the NSPS is promulgated. No further State or local requests for delegation will be necessary. Likewise, no further **Federal Register** notices will be published. The EPA's review of each of the agencies' pertinent laws, rules, and regulations indicate that adequate and effective procedures are in place for the implementation and enforcement of these Federal standards. This document was written to inform the public of delegations that were made to the above mentioned agencies for which a **Federal Register** notice was not previously written and to inform the public of the agencies' new mechanism for delegation of future NSPS.

EFFECTIVE DATE: The effective date is September 21, 1998.

ADDRESSES: Copies of the request for delegation of authority and EPA's letter of delegation are available for public inspection during normal business hours at the following locations:

Environmental Protection Agency,
Region 4, Air & Radiation Technology Branch, 61 Forsyth Street, S.W.,
Atlanta, Georgia 30303

Tennessee Department of Environment and Conservation, Division of Air Pollution Control, 9th Floor L&C Annex, 401 Church Street, Nashville, Tennessee 37243-1531

Metropolitan Health Department of Nashville and Davidson County, Bureau of Environmental Health Services, 311-23rd Avenue, North, Nashville, Tennessee 37203,

Effective immediately, all requests, applications, reports and other correspondence required pursuant to the delegated standards should not be submitted to the Region 4 office, but should instead be submitted to the following addresses:

Tennessee Department of Environment and Conservation, Division of Air Pollution Control, 9th Floor L&C Annex, 401 Church Street, Nashville, Tennessee 37243-1531

Metropolitan Health Department of Nashville and Davidson County,

Bureau of Environmental Health Services, 311-23rd Avenue, North, Nashville, Tennessee 37203.

FOR FURTHER INFORMATION CONTACT: Ms. Katy Forney, Air & Radiation Technology Branch, Environmental Protection Agency, Region 4, 61 Forsyth St. SW, Atlanta, Georgia 30303, 404-562-9130.

SUPPLEMENTARY INFORMATION: Section 301, in conjunction with Sections 110 and 111(c)(1) of the Clean Air Act as amended November 15, 1990, authorizes EPA to delegate authority to implement and enforce the standards set out in 40 CFR Part 60, New Source Performance Standards (NSPS).

On April 11, 1980, the EPA initially delegated the authority for implementation and enforcement of the NSPS program to the State of Tennessee and on May 25, 1977, the NSPS program was initially delegated to the Nashville-Davidson County local program. These agencies have subsequently requested a delegation of authority for implementation and enforcement of the previously adopted, undelegated Part 60 NSPS categories listed below as well as future NSPS categories codified in 40 CFR Part 60.

The State of Tennessee:

Currently, no NSPS regulations are waiting delegation.

Nashville-Davidson County, Tennessee:

Delegation Requested on October 24, 1996:

40 CFR part 60, Subpart Ea, as amended 12-19-95

40 CFR part 60, Subpart Eb, promulgated 12-19-95

40 CFR part 60, Subpart WWW, promulgated 3-12-96

Delegation Requested on October 6, 1997:

40 CFR part 60, Subpart Ec, promulgated 9-15-97

All current NSPS categories are delegated with the exception of the following sections within those subparts that may not be delegated. Future NSPS regulations will contain a list of sections that will not be delegated for that subpart.

1. Subpart A—§§ 60.8(b) (1) through (5), § 60.11(e) (7) and (8), § 60.13 (g), (i) and (j)(2)
2. Subpart B—§§ 60.22, § 60.27, and § 60.29
3. Subpart Da—§ 60.45a
4. Subpart Db—§ 60.44b(f), § 60.44b(g), § 60.49b(a)(4)
5. Subpart Dc—§ 60.48c(a)(4)
6. Subpart Ec—§ 60.56(c)(i)
7. Subpart J—§ 60.105(a)(13)(iii), § 60.106(i)(12)
8. Subpart Ka—§ 60.114a