

for inspection or copying where indicated under **ADDRESSES**.

Other Executive Orders on the Regulatory Process

In addition to the statutes and Executive Orders already addressed in this preamble, the Coast Guard considered the following executive orders in developing this temporary final rule and reached the following conclusions:

E.O. 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights. This final rule will not effect a taking of private property or otherwise have taking of private property or otherwise have taking implications under this Order.

E.O. 12875, Enhancing the Intergovernmental Partnership. This final rule meets applicable standards in sections 3(a) and 3(b)(2) of this Order to minimize litigation, eliminate ambiguity, and reduce burden.

E.O. 13405, Protection of Children from Environmental Health Risks and Safety Risks. This final rule is not an economically significant rule and does not concern an environmental risk to safety disproportionately affecting children.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reports and recordkeeping requirements, Security measures, Waterways.

Regulation

For the reasons set out in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

PART 165—[AMENDED]

1. The authority citation for part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05–1(g), 6.04–1, 6.04–6, and 160.5; 49 CFR 1.46. Section 165.100 is also issued under authority of Sec. 311, Pub. L. 105–383.

2. Add temporary § 165.T01–CGD1–038 to read as follows:

§ 165.T01–CGD1–038 Unity Electric Co. Fireworks Display, Shinnecock Bay, Hampton Bays, NY.

(a) *Location.* The safety zone includes all waters of Shinnecock Bay within a 1000-foot radius of the launch site located in Jackson's Marina in approximate position 40°57'.00 N, 073°04'.17 W (NAD 1983).

(b) *Effective date.* This section is effective on June 19, 1999, from 9:00 p.m. until 10:00 p.m.

(c) *Regulations.* (1) The general regulations covering safety zones contained in § 165.23 apply.

(2) All persons and vessels shall comply with the instructions of the Coast Guard Captain of the Port or the designated on-scene patrol personnel. Among these personnel are commissioned, warrant, and petty officers of the Coast Guard. Upon being hailed by a U.S. Coast Guard Vessel by siren, radio, flashing light, or other means, the operator of a vessel shall proceed as directed.

P.K. Mitchell,

Captain, Coast Guard, Captain of the Port, Long Island Sound.

[FR Doc. 99–12955 Filed 5–21–99; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[CGD01–99–040]

RIN 2115–AA97

Safety Zone: 4th of July Celebration Fireworks Display, Great South Bay, Sayville, NY

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a safety zone for the Lesbian & Gay Community Services Center Fireworks Display to be held at Great South Bay, Sayville, NY, on July 3, 1999. This safety zone is needed to protect persons, facilities, vessels, and others in the maritime community from the hazards associated with this fireworks display. Entry into this safety zone is prohibited unless authorized by the Captain of the Port.

EFFECTIVE DATE: This regulation is effective on July 3, 1999, from 9:30 p.m. until 10:35 p.m. For rain date, refer to the regulatory text set out in this rule.

ADDRESSES: Documents relating to this temporary final rule are available for inspection and copying at U.S. Coast Guard Group Long Island Sound, 120 Woodward Avenue, New Haven, CT 06512. Normal office hours are between 8:00 a.m. and 4:00 p.m., Monday through Friday, except holidays. Comments may also be faxed to this address. The fax number is (203) 468–4445.

FOR FURTHER INFORMATION CONTACT: Lieutenant Commander T.J. Walker, Chief of Port Operations, Captain of the Port, Long Island Sound, at (203) 468–4444.

SUPPLEMENTARY INFORMATION:

Regulatory History

Pursuant to 5 U.S.C. 553, good cause exists for not publishing a notice of proposed rulemaking (NPRM) and for making this rule effective in less than 30 days after publication in the **Federal Register**. The sponsor of the event did not provide the Coast Guard with the final details for the event in sufficient time to publish an NPRM or a final rule 30 days in advance. The delay encountered if normal rulemaking procedures were followed would effectively cancel the event. Cancellation of this event is contrary to the public interest since the fireworks display is for the benefit of the public.

Background and Purpose

The Lesbian & Gay Community Services Center is sponsoring a 20-minute fireworks display at Great South Bay, Sayville, New York. The fireworks display will occur on July 3, 1999, from 10:00 p.m. until 10:20 p.m. The safety zone covers all waters of Great South Bay within an 800-foot radius of the fireworks-launching site, which will be located in approximate position 40°40'.25" N, 073°04'.25" W (NAD 1983). This zone is necessary to protect the maritime community from the hazards associated with this fireworks display. Entry into or movement within this zone will be prohibited unless authorized by the Captain of the Port or his on-scene representative.

Regulatory Evaluation

This temporary final 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 been exempted from review 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. This safety zone involves only a portion of West Harbor, and entry into this zone will be restricted for only 65 minutes, on July 3, 1999. Although this regulation prevents traffic from transiting West Harbor, the effect of this regulation will not be significant for several reasons: The duration of the event is limited; the event is at a late hour; all vessel traffic may safely pass around this safety zone; and extensive,

advance maritime advisories will be made.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.), the Coast Guard considered whether this temporary final rule would have a significant economic impact on a substantial number of small entities. "Small entities" include independently owned and operated small businesses that are not dominant in their field and (2) governmental jurisdictions with populations of less than 50,000.

For the reasons addressed under the Regulatory Evaluation above, the Coast Guard certifies that this rule will not have a significant impact on a substantial number of small entities.

Collection of Information

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

Federalism

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

Unfunded Mandates

Under the Unfunded Mandates Reform Act of 1995 (Pub. L. 104), the Coast Guard must consider whether this temporary final rule will result in an annual expenditure by State, local, and tribal governments, in aggregate, of \$100 million (adjusted annually for inflation). If so, the Act requires that a reasonable number of regulatory alternatives to be considered, and that, from those alternatives, the least costly, most cost-effective, or least burdensome alternative that achieves the objective of the rule be selected. No State, local, or tribal governments will be affected by this rule, so this rule will not result in annual or aggregate costs of \$100 million or more. Therefore, the Coast Guard is exempt from any further regulatory requirements under the Unfunded Mandates Act.

Environment

The Coast Guard has considered the environmental impact of this temporary final rule and concluded that under Figure 2-1, paragraph 34(g), of Commandant Instruction M 16475.C, this rule is categorically excluded from further environmental documentation. A written Categorical Exclusion

Determination is available in the docket for inspection or copying where indicated under ADDRESSES.

Other Executive Orders on the Regulatory Process

In addition to the statutes and Executive Orders already addressed in this preamble, the Coast Guard considered the following executive orders in developing this temporary final rule and reached the following conclusions:

E.O. 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights. This final rule will not effect a taking of private property or otherwise having taking of private property or otherwise have taking implications under this order.

E.O. 12875, Enhancing the Intergovernmental Partnership. This final rule meets applicable standards in section 3(a) and 3(b)(2) of this order to minimize litigation, eliminate ambiguity, and reduce burden.

E.O. 13405, Protection of Children from Environmental Health Risks and Safety Risks. This final rule is not an economically significant rule and does not concern an environmental risk to safety disproportionately affecting children.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reports and recordkeeping requirements, Security measures, Waterways.

Regulation

For the reasons set out in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

PART 165—[AMENDED]

1. The authority citation for part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 160.5; 49 CFR 1.46. Section 165.100 is also issued under authority of Sec. 311, Pub. L. 105-383.

2. Add temporary § 165.T01-CGD1-040 to read as follows:

§ 165.T01-CGD1-040 4th-of-July Celebration Fireworks Display, Great South Bay Sayville, NY.

(a) *Location.* The safety zone includes all waters of Great South Bay within a 800-foot radius of the launch site located in approximate position 40°40'.25 N, 073°04'.25 W (NAD 1983).

(b) *Effective date.* This section is effective on July 3, 1999, from 9:30 p.m. until 10:35 p.m., with a rain date of July 10, 1999, at the same time.

(c) *Regulations.* (1) The general regulations covering safety zones contained in § 165.23 apply.

(2) All persons and vessels shall comply with the instructions of the Coast Guard Captain of the Port or the designated on-scene patrol personnel. Among those personnel are commissioned, warrant, and petty officers of the Coast Guard. Upon being hailed by a U.S. Coast Guard Vessel by siren, radio, flashing light, or other means, the operator of a vessel shall proceed as directed.

P.K. Mitchell,

Captain, U.S. Coast Guard, Captain of the Port, Long Island Sound.

[FR Doc. 99-12956 Filed 5-21-99; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 9

[FRL-6348-8]

OMB Approvals Under the Paperwork Reduction Act; Technical Amendment

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA), this technical amendment amends the table that lists the Office of Management and Budget (OMB) control numbers issued under the PRA for Cooperative Agreements and Superfund Contracts for Superfund Response Actions, 40 CFR part 35, Subpart O. The amendment also revises the introductory paragraph to 40 CFR 9.1.

EFFECTIVE DATE: This final rule is effective May 24, 1999.

FOR FURTHER INFORMATION CONTACT: Lynn Johnson at (202) 260-2964, Office of Policy, Mailcode 2137, 401 M Street, SW, Washington, DC 20460.

SUPPLEMENTARY INFORMATION: EPA is amending the table of currently approved information collection request (ICR) control numbers issued by OMB for various regulations. The amendment updates the table to reflect a change in the OMB control number for information collection requirements codified at 40 CFR part 35, Subpart O, Cooperative Agreements and Superfund State Contracts for Superfund Response Actions. The OMB control number was changed from 2010-0020 to 2030-0038 to reflect that the ICR is managed by the EPA Office of Administration and Resources Management rather than the EPA Office of Policy. The list of CFR