

considers whether this temporary final 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 fields, and governmental jurisdictions with populations of less than 50,000.

Because this temporary rule will only be in effect for a short period of time and extensive advisories will be made to the affected maritime community so that they may adjust their schedules accordingly, the Coast Guard expects the impact of this temporary rule to be minimal.

Therefore, the Coast Guard certifies under section 605(b) of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) that this temporary final rule will not have a significant economic impact on a substantial number of small entities. If, however, you think that your business or organization qualifies as a small entity and that this temporary final rule will have a significant economic impact on your business or organization, please submit a comment (see ADDRESSES) explaining why you think it qualifies and in what way and to what degree this temporary rule will economically affect it.

#### Assistance for Small Entities

In accordance with section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104-121), the Coast Guard wants to assist small entities in understanding this temporary final rule so that they can better evaluate its effects on them and participate in the rulemaking process. If you believe your small business or organization is affected by this rule and you have questions concerning its provisions or options for compliance, please submit a comment (see ADDRESSES) explaining your concerns.

#### Unfunded Mandates

Under section 201 of the Unfunded Mandates Reform Act (UMRA) (2 U.S.C. 1531), the Coast Guard assessed the effects of this temporary final rule on State, local and tribal governments, in the aggregate, and the private sector. The Coast Guard determined that this regulatory action requires no written statement under section 202 of the UMRA (2 U.S.C. 1531) because it will not result in the expenditure of \$100,000,000 in any one year by State, local and tribal governments, in the aggregate, or the private sector.

#### Collection of Information

This temporary rule does not provide for a collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

#### Federalism

The Coast Guard has analyzed this temporary rule under 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.

#### Environment

The Coast Guard considered the environmental impact of this temporary final rule and concluded that, under figure 2-1, paragraph (34)(h) of Commandant Instruction M16475.1C, this rule is categorically excluded from further environmental documentation. Special local regulations issued in conjunction with a marine event are excluded under that authority.

#### List of Subjects in 33 CFR Part 100

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

#### 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 for Part 100 continues to read as follows:

**Authority:** 33 U.S.C. 1233 through 1236; 49 CFR 1.46 and 33 CFR 100.35.

2. A temporary section, § 100.35-T05-037 is added to read as follows:

#### § 100.35-T05-037 Sharptown Outboard Regatta, Nanticoke River, Sharptown, Maryland

(a) *Definitions.* (1) *Regulated area.* All waters of the Nanticoke River, Sharptown, Maryland, between Maryland S.R. 313 bridge and Nanticoke River Light 43 (LLN-14175), bounded by a line drawn southeasterly from latitude 38° 32' 47" N, longitude 075° 43' 15" W, to latitude 38° 32' 42" N, longitude 075° 43' 09" W, thence northeasterly to latitude 38° 33' 07" N, longitude 075° 42' 27" W, thence northwesterly to latitude 38° 33' 10" N, longitude 075° 42' 46" W, thence southwesterly to latitude 38° 32' 47" N, longitude 075° 43' 15" W. All coordinates reference Datum NAD 1983.

(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 Activities Baltimore.

(b) *Special local regulations.* (1) All persons and/or vessels not authorized as participants or official patrol vessels are considered spectators. The "official patrol" consists of any Coast Guard, public, state, county or local law enforcement vessels assigned and/or approved by Commander, Coast Guard Activities Baltimore.

(2) Except for persons or vessels authorized by the Coast Guard Patrol Commander, no person or vessel may enter or remain the regulated area.

(3) The operator of any vessel in this area shall:

(i) Stop the vessel immediately when directed to do so by any official patrol, including any commissioned, warrant, or petty officer on board a vessel displaying a Coast Guard ensign.

(ii) Proceed as directed by any official patrol including any commissioned, warrant, or petty officer on board a vessel displaying a Coast Guard ensign.

(c) *Effective dates.* The regulated area is effective from 12 p.m. EDT (Eastern Daylight Time) to 6 p.m. EDT on June 26 and 27, 1999.

**Thomas E. Bernard,**

*Captain, U.S. Coast Guard Acting Commander, Fifth Coast Guard District.*

[FR Doc. 99-15048 Filed 6-14-99; 8:45 am]

BILLING CODE 4910-15-M

#### DEPARTMENT OF TRANSPORTATION

##### Coast Guard

##### 33 CFR Part 100

[CGD08-99-036]

RIN 2115-AE46

#### Special Local Regulations: Independence Day Celebration, Cumberland River Mile 190.0-191.0, Nashville, TN

**AGENCY:** Coast Guard, DOT.

**ACTION:** Final rule.

**SUMMARY:** Special local regulations are being adopted for the Independence Day Celebration on the Cumberland River. This event will be held on July 4, 1999 from 12:00 noon until 11:00 p.m. at the riverfront in Nashville, TN. These regulations are needed to provide for the safety of life on navigable waters during the event.

**EFFECTIVE DATE:** These regulations are effective from 12:00 noon until 11:00 p.m. on July 4, 1999.

**FOR FURTHER INFORMATION CONTACT:** MST3 Christine Mow, Marine Safety Detachment Nashville, TN. Tel: (615) 736-5421.

**SUPPLEMENTARY INFORMATION:**

*Drafting information.* The drafters of this regulation are MST3 Christine Mow, Project Officer, Marine Safety Detachment Nashville, 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 until May 19, 1999 and there was not 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 a fireworks display. The Metropolitan Board of Parks and Recreation sponsors the event. Event activities include a fireworks display and various waterside concerts and exhibits. 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. The Office of Management and Budget has not reviewed it 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 record keeping 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 for 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-T08-036 is added to read as follows:

**§ 100.35-T08-036 Cumberland River at Nashville, Tennessee**

(a) *Regulated area.* Cumberland River Mile 190.0-191.0.

(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".

(c) Effective date. These regulations will be effective from 12:00 noon until 11:00 p.m. on July 4, 1999.

Dated: May 24, 1999.

**A.L. Gerein, Jr.,**

*Captain, U.S. Coast Guard Acting Commander, 8th Coast Guard District.*

[FR Doc. 99-15047 Filed 6-14-99; 8:45 am]

BILLING CODE 4910-15-M

**DEPARTMENT OF TRANSPORTATION****Coast Guard****33 CFR Part 100**

[CGD08-99-038]

RIN 2115-AE46

**Special Local Regulations: Riverfest '99, Tennessee River, Mile Market 140.0-141.0, Parsons, TN**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Final rule.

**SUMMARY:** Special local regulations are being adopted for Riverfest '99 on the Tennessee River. This event will be held on June 20, 1999 from 2:00 p.m. until 5:00 p.m. at the Gumdale Marina in Parsons, TN. These regulations are needed to provide for the safety of life on navigable waters during the event.

**EFFECTIVE DATE:** These regulations are effective from 2:00 p.m. until 5:00 p.m. on June 20, 1999.

**FOR FURTHER INFORMATION CONTACT:** MST3 Christine Mow, Marine Safety Detachment, Nashville, TN. Tel: (615) 736-5421.

**SUPPLEMENTARY INFORMATION:**

*Drafting information.* The drafters of this regulation are MST3 Christine Mow, Project Officer, Marine Safety Detachment, Nashville, 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 until April 30, 1999 and there was not sufficient time remaining to publish proposed rules in advance of the event or to provide for a delayed effective date.