

upon request, the IRS may grant an extension if the IRS determines the extension is warranted.

(b) *Definitions.* For purposes of this section—

(1) *Authorized placement agency* has the same meaning as in § 1.152-2(c) of this chapter;

(2) *Prospective adoptive child or child* means a child who has not been adopted, but who has been placed in the household of a prospective adoptive parent for legal adoption by an authorized placement agency; and

(3) *Prospective adoptive parent or parent* means an individual in whose household a prospective adoptive child is placed by an authorized placement agency for legal adoption.

(c) *General rule for obtaining a number—(1) Who may apply.* A prospective adoptive parent may apply for an ATIN for a child if—

(i) The prospective adoptive parent is eligible to claim a personal exemption under section 151 with respect to the child;

(ii) An authorized placement agency places the child with the prospective adoptive parent for legal adoption;

(iii) The Social Security Administration will not process an application for an SSN by the prospective adoptive parent on behalf of the child (for example, because the adoption is not final); and

(iv) The prospective adoptive parent has used all reasonable means to obtain the child's assigned social security number, if any, but has been unsuccessful in obtaining this number (for example, because the biological parent who obtained the number is not legally required to disclose the number to the prospective adoptive parent).

(2) *Procedure for obtaining an ATIN.* If the requirements of paragraph (c)(1) of this section are satisfied, the prospective adoptive parent may apply for an ATIN for a child on Form W-7A, *Application for Taxpayer Identification Number for Pending Adoptions* (or such other form as may be prescribed by the IRS). An application for an ATIN should be made far enough in advance of the first intended use of the ATIN to permit issuance of the ATIN in time for such use. An application for an ATIN must include the information required by the form and accompanying instructions, including the name and address of each prospective adoptive parent and the child's name and date of birth. In addition, the application must include such documentary evidence as the IRS may prescribe to establish that a child was placed in the prospective adoptive parent's household by an authorized placement agency for legal adoption.

Examples of acceptable documentary evidence establishing placement for legal adoption by an authorized placement agency may include—

(i) A copy of a placement agreement entered into between the prospective adoptive parent and an authorized placement agency;

(ii) An affidavit or letter signed by the adoption attorney or government official who placed the child for legal adoption pursuant to state law;

(iii) A document authorizing the release of a newborn child from a hospital to a prospective adoptive parent for adoption; and

(iv) A court document ordering or approving the placement of a child for adoption.

(d) *Effective date.* The provisions of this section apply to income tax returns due (without regard to extension) on or after April 15, 1998.

#### § 301.6109-3T [Removed]

**Par. 5.** Section 301.6109-3T is removed.

### PART 602—OMB CONTROL NUMBERS UNDER THE PAPERWORK REDUCTION ACT

**Par. 6.** The authority citation for part 602 continues to read as follows:

**Authority:** 26 U.S.C. 7805.

**Par. 7.** In § 602.101, paragraph (b) is amended by removing the entry for 301.6109-3T from the table and adding an entry in numerical order to the table to read as follows:

#### § 602.101 OMB Control numbers.

\* \* \* \* \*

(b) \* \* \*

CFR part or section where identified and described	Current OMB control No.
* * *	* * *
301.6109-3 .....	1545-1564
* * *	* * *

Approved: June 17, 1999.

**Robert E. Wenzel,**

*Deputy Commissioner of Internal Revenue.*

**Donald C. Lubick,**

*Assistant Secretary of the Treasury.*

[FR Doc. 99-24313 Filed 9-21-99; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 33 CFR Part 165

[CGD01-99-161]

RIN 2115-AA97

#### Safety Zone: Movie Production, Gloucester, MA

**AGENCY:** Coast Guard, DOT.

**ACTION:** Temporary final rule.

**SUMMARY:** The Coast Guard is establishing a temporary safety zone for the production of the movie "The Perfect Storm", in Gloucester, MA. This regulation establishes a safety zone that will close the waters of Gloucester Harbor, Gloucester, MA for short periods of time throughout the hours listed to all vessel traffic except for vessels involved in the production of the movie "The Perfect Storm". The safety zone is in effect daily from 6:30 a.m. to 8:30 p.m. from Tuesday, September 7, 1999, until Saturday, September 27, 1999, and from 6:30 a.m. until midnight, September 11, 1999. This safety zone prevents entry into or movement within this portion of Gloucester Harbor to all vessels except for those involved in the movie production for short periods of time as directed by the Coast Guard representative on scene.

**DATES:** This rule is effective daily from 6:30 a.m. to 8:30 p.m. from September 7 through September 10, and from September 12 through September 25, 1999, and from 6:30 a.m. until midnight on September 11, 1999.

**ADDRESSES:** Documents as indicated in this preamble are available for inspection or copying at Marine Safety Office Boston, 455 Commercial Street, Boston, MA between the hours of 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** ENS Rebecca Montleon, Waterways Management Division, Coast Guard Marine Safety Office Boston, (617) 223-3000.

#### SUPPLEMENTARY INFORMATION:

#### Regulatory History

Pursuant to 5 U.S.C. 553, a notice of proposed rulemaking (NPRM) was not published for this regulation. Good cause exists for not publishing an NPRM and for making this regulation effective in less than 30 days after **Federal Register** publication. Conclusive information about this event was not provided to the Coast Guard until August 26, 1999, making it impossible

to draft or publish an NPRM or a final rule 30 days in advance of its effective date. Publishing a NPRM and delaying its effective date would be contrary to the public interest since immediate action is needed to close a portion of the waterway and protect the maritime public and the movie production crew during periods of restricted maneuvering.

### Background and Purpose

On August 26, 1999, the Warner Brothers Film Production Company filed a marine event permit with the Coast Guard to begin filming on the waters of Gloucester Harbor, Gloucester, MA. This regulation establishes a safety zone that will close the waters of Gloucester Harbor, Gloucester, MA for short periods of time throughout the hours listed to all vessel traffic except for vessels involved in the production of the movie "The Perfect Storm". The safety zone is in effect daily from 6:30 a.m. to 8:30 p.m. from Tuesday, September 7, 1999, until Saturday, September 25, 1999, and until midnight, September 11, 1999. This safety zone prevents entry into or movement within Gloucester Harbor and it is needed to protect the maritime public and the movie production crew during periods of restricted maneuvering.

### Regulatory Evaluation

This 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 not been reviewed by the Office of Management and Budget under the 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 regulation to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary since the safety zone will be limited in duration and marine advisories will be made in advance of the implementation of the safety zone.

### Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard considered whether this rule would have a significant economic impact on a substantial number of small entities. "Small entities" may include (1) small businesses and not-for-profit organizations that are independently owned and operated and are not dominant in their fields and (2)

governmental jurisdictions with populations of less than 50,000.

For the reasons discussed in the Regulatory Evaluation above, the Coast Guard certifies under section 605(b) of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) that this rule will not have a significant impact on a substantial number of small entities.

### Collection of Information

This proposal contains no collection of information requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

### Federalism

The Coast Guard has analyzed this 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 has considered the environmental impact of this final rule and concluded that, under Figure 2-1, paragraph 34(g), of Commandant Instruction M16475.1C, this final rule is categorically excluded from further environmental documentation. A "Categorical Exclusion Determination" is available in the docket for inspection or copying where indicated under ADDRESSES.

### List of Subjects in 33 CFR Part 165

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

### Regulation

For 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, 160.5; 49 CFR 1.46. Section 165.100 is also issued under authority of Sec. 311, Pub. L. 105-383.2.

2. Add temporary section 165.T01-161 to read as follows:

#### § 165.T01-161 Safety Zone: Movie Production, Gloucester, MA.

(a) *Location.* The following area is a safety zone: all the waters of Gloucester Harbor, Gloucester, MA.

(b) *Effective Date.* This section is effective daily from 6:30 a.m. to 8:30 p.m. from September 7 through 10, 1999, and from September 12 through

September 25, 1999, and from 6:30 a.m. until midnight on September 11, 1999.

#### (c) Regulations.

(1) In accordance with the general regulations in section 165.23 of this part, entry into or movement within this zone is prohibited unless authorized by the Captain of the Port Boston.

(2) All persons and vessels shall comply with the instructions of the COTP or the designated onscene U.S. Coast Guard patrol personnel. U.S. Coast Guard patrol personnel include commissioned, warrant, and petty officers of the U.S. Coast Guard.

(3) The general regulations covering safety zones in section 165.23 of this part apply.

Dated: September 7, 1999.

**M.A. Skordinski,**

*Commander, U.S. Coast Guard, Acting Captain of the Port, Boston, Massachusetts.*

[FR Doc. 99-24584 Filed 9-21-99; 8:45 am]

BILLING CODE 4910-15-M

## DEPARTMENT OF COMMERCE

### Patent and Trademark Office

#### 37 CFR Part 2

[Docket No. 990401084-9227-02]

RIN 0651-AB00

#### Trademark Law Treaty Implementation Act Changes; Correction

**AGENCY:** Patent and Trademark Office, Commerce.

**ACTION:** Final rule; correction.

**SUMMARY:** The Patent and Trademark Office published in the **Federal Register** of September 8, 1999, (64 FR 48900) a final rule amending its rules to implement the Trademark Law Treaty Implementation Act of 1998 and to otherwise simplify and clarify procedures for registering trademarks, and for maintaining and renewing trademark registrations. This document corrects four typographical errors in the final rule.

**DATES:** Effective on October 30, 1999.

#### FOR FURTHER INFORMATION CONTACT:

Mary Hannon, Office of Assistant Commissioner for Trademarks, by telephone at (703) 308-8910, extension 137; by facsimile transmission addressed to her at (703) 308-9395; or by mail marked to her attention and addressed to Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513.

**SUPPLEMENTARY INFORMATION:** The Patent and Trademark Office published a final rule in the **Federal Register** of