

(EDT), Monday through Friday, except holidays. Comments may also be hand delivered to this address. Annual notice of the exact dates and times of the effective period of the regulation with respect to each event, the geographical area, and details concerning the nature of the event and the number of participants and type(s) of vessels involved will also be published in local notices to mariners. To be placed on the mailing list for such notices, write to Commander (oan), Ninth Coast Guard District, 1240 East Ninth Street, Cleveland, Ohio 44199-2060.

**FOR FURTHER INFORMATION CONTACT:** Marine Science Technician Second Class Jeffrey M. Yunker, Ninth Coast Guard District, Aids to Navigation and Waterways Management Branch, 1240 East Ninth Street, Cleveland, Ohio 44199-2060, (216) 522-3990.

#### **SUPPLEMENTARY INFORMATION:**

##### **Request for Comments**

The Coast Guard encourages interested persons to participate in this rulemaking by submitting written data, views, or arguments. Persons submitting comments should include their name and address, identify this rulemaking [CGD09-95-005] and the specific section of this proposal to which each comment applies, and give a reason for each comment. Persons wanting acknowledgment of receipt of comments should enclose a stamped, self-addressed postcard or envelope. The Coast Guard plans no public hearing. Persons may request a public hearing by writing to the Project Officer at the address under **ADDRESSES**. If it determines that the opportunity for oral presentations will aid this rulemaking, the Coast Guard will hold a public hearing at a time and place announced by a later notice in the **Federal Register**.

##### **Drafting Information**

The drafters of this regulation are Lieutenant Junior Grade Byron D. Willeford, Project Officer, Ninth Coast Guard District, Aids to Navigation and Waterways Management Branch, and Lieutenant Karen E. Lloyd, Project Attorney, Ninth Coast Guard District Legal Office.

##### **Discussion of Proposed Regulations**

If adopted, this rulemaking will update an existing list of anticipated annual events. Each year various public and private organizations sponsor marine events on the navigable waters of the United States within the Ninth Coast Guard District. These events include slow-moving boat parades, sailboat races, high-speed hydroplane

racers, fireworks displays, and other water-related events. The listed events are held in approximately the same location during the same general timeframe each year. Exact times and dates will be published in this final rule. This method streamlines the marine event process for those regattas and marine events which have little variation from year to year. Additionally, it significantly reduces the Coast Guard's administrative burden for managing these events, with no reduction in services to the maritime community. The nature of each event is such that special local regulations are deemed necessary to ensure the safety of life, limb, and property on and adjacent to navigable waters during the events. Group Commanders have consulted and will continue to consult with parties potentially affected by any significant changes to the nature, date, time, and location proposed by an event sponsor for each of the events covered in this rule.

Table 1 gives the approximate dates, times, and locations for the annual events listed. Each year, one or more Local Notice to Mariners will be published giving the exact dates, times, and locations for the annual events. It should be noted that Table 1 in the regulation is not a complete list of all marine events that will occur in the Ninth Coast Guard District. It does not include events which do not require special local regulations for the safety of life, limb, and property on or adjacent to navigable waters. It also does not include nonannual events or events which have not been scheduled in time for this publication.

##### **Federalism Implications**

This action has been analyzed in accordance with the principles and criteria contained in Executive Order 12612, and it has been determined that the rulemaking does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

##### **Environment**

The Coast Guard is simply proposing to revise its list of annual marine events. The listing itself will not affect the environment. Upon receipt of applications, the Coast Guard will conduct appropriate environmental analysis for each event in accordance with section 2.B.2.c of Coast Guard Commandant Instruction M16475.1B, and the Coast Guard Notice of final agency procedures and policy for categorical exclusions found at 59 FR 38654 (July 29, 1994).

##### **Economic Assessment and Certification**

These regulations are not a significant regulatory action under section 3(f) of Executive Order 12866 and do not require an assessment of potential costs and benefits under section 6(a)(3) of that order. They have been exempted from review by the Office of Management and Budget under that order. They are 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 these regulations to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of the DOT is unnecessary.

##### **Collection of Information**

These regulations will impose no collection information requirements under the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*

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

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

##### **Proposed Regulations**

In consideration of the foregoing, the Coast Guard proposes to amend 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. Section 100.901 is amended by revising Table 1 at the end of the section to read as follows:

##### **§ 100.901 Great Lakes Annual Marine Events.**

###### **Table 1**

*Group Buffalo, NY*

Fireworks by Gucchi

*Sponsor:* New York Power Authority.

*Date:* Last weekend of July.

*Location:* Lake Ontario, Wright's Landing/Oswego Harbor, NY within an 800 foot radius of the fireworks launching platform located in approximate position 43° 29' 10"N, 076° 31' 04"W (NAD 83).

Flagship International Kilo Speed Challenge

*Sponsor:* Presque Isle Powerboat Racing Association.

*Date:* 3rd or 4th weekend of June.

*Location:* That portion of Lake Erie, Presque Isle Bay, south of a line drawn from 42° 08' 54"N, 080° 05' 42"W; to 42° 07'N, 080° 21'W (NAD 83) will be a regulated area. That portion of Lake Erie, Presque Isle Bay, north of a line drawn from 42° 08' 54"N, 080° 05' 42"W; to 42° 07'N, 080° 21'W (NAD 83)