

(d) *Indirect or inadvertent residues.*
[Reserved]

[FR Doc. 97-25891 Filed 9-29-97; 8:45 am]

BILLING CODE 6560-50-F

DEPARTMENT OF TRANSPORTATION

Coast Guard

46 CFR Parts 1, 2, 4, 5, 10, 12, 24, 25, 26, 28, 30, 31, 32, 34, 35, 36, 39, 42, 44, 46, 54, 56, 58, 61, 62, 63, 64, 69, 76, 77, 92, 95, 96, 98, 107, 108, 109, 110, 111, 114, 115, 116, 117, 119, 122, 125, 147, 147A, 153, 154, 159, 160, 161, 162, 170, 171, 174, 175, 176, 177, 178, 180, 182, 183, 185, 188, 190, 193, 194, 195, and 199

[CGD 97-057]

Technical Amendments; Organizational Changes; Miscellaneous Editorial Changes and Conforming Amendments

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: This rule amends Title 46, Code of Federal Regulations to reflect recent agency organizational changes. It also makes editorial changes throughout the title to correct addresses, update cross-references, make conforming amendments and make other technical corrections. This rule will have no substantive effect on the regulated public.

EFFECTIVE DATE: This rule is effective on September 30, 1997.

ADDRESSES: Unless otherwise indicated, documents referred to in this preamble are available for inspection or copying at the office of the Executive Secretary, Marine Safety Council (G-LRA/3406), U.S. Coast Guard Headquarters, 2100 Second Street SW., room 3406, Washington, DC 20593-0001 between 9:30 a.m. and 2 p.m., Monday through Friday, except Federal holidays. The telephone number is 202-267-1477.

FOR FURTHER INFORMATION CONTACT: Janet Walton, Project Manager, Standards Evaluation and Development Division (G-MSR-2), 202-267-0257.

SUPPLEMENTARY INFORMATION:

Background and Purpose

Each year Title 46 of the Code of Federal Regulations is recodified on October 1. This rule makes miscellaneous editorial changes, conforming amendments, and revisions relating to recent Coast Guard organizational changes, to be included in the 1997 recodification of Title 46.

Discussion of Changes

As part of its Headquarters reorganization, the Coast Guard changed senior management position titles from "Chief" to "Assistant Commandant" for the Acquisition, Civil Rights, Marine Safety and Environmental Protection, Operations, and Systems and Human Resources programs. This rule revises the Marine Safety and Environmental Protection title to conform to the current organization.

The rule also makes editorial changes throughout the title, corrects addresses, updates cross-references, and makes other technical corrections. This rule does not change any substantive requirements of existing regulations.

Sections 1.03-15, 1.03-30, 1.03-35, and 1.03-40

In sections 1.03-15(h) (2) and (3), 1.03-30 (a) and (b), and 1.03-35(a), the Coast Guard revises the appeal process concerning appeals to the Commandant and to the Marine Safety Center involving tonnage measurement; and removes both paragraph (c) of section 1.03-35 and section 1.03-40.

Section 2.10-25

Section 2.10-25 revises the definition for *Offshore supply vessel or OSV* to conform to the definition published in the Offshore Supply Vessels; Alternate Tonnage final rule; interpretation (61 FR 66613), published on December 18, 1996.

Sections 24.10-17 and 25.30-20

In section 24.10-17 and Table 25.30-20(a)(1), the Coast Guard removes references to motorboat classes "A, 1, 2, or 3" because the recreational boating safety regulations no longer refer to motorboat classes, but rely solely on vessel length category.

Sections 69.15, 69.17, 69.19 and 69.23

In sections 69.15, 69.17, 69.19 and 69.23, the Coast Guard changes the term "Organizations authorized to measure vessels" to "Authorized measurement organizations" for tonnage measurement and, in addition, makes available a current listing of authorized measurement organizations.

Section 69.63

This rule corrects a codification error, and subsequent publication errors, that dropped an element of the formula from § 69.63, Net tonnage.

Sections 98.30-4, 98.30-5, 98.33-3, 147.40, 147.45, and 147.A.11

The Coast Guard revises sections 98.30-4(a)(1), 98.30-5(a)(4), (b), and (e), 98.33-3 (a) and (b), 147.40 (a)(1) and

(a)(2), 147.45(f)(3), and 147A.11(b)(5)(iii) to conform to 49 CFR Chapter I, Subchapter C (HAZARDOUS MATERIALS REGULATIONS), and the 1990 comprehensive revision and reorganization of that Subchapter.

Since this amendment relates to departmental management, organization, procedure, and practice, notice and comment on it are unnecessary and it may be made effective in fewer than 30 days after publication in the **Federal Register**. Therefore, this final rule is effective on September 30, 1997.

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. As this rule involves internal agency practices and procedures, it will not impose any costs on the public.

Collection of Information

This rule contains no collection-of-information requirements under the Paperwork Reduction Act (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 considered the environmental impact of this rule and concluded that under paragraph 2.B.2 of Commandant Instruction M16475.1B, this rule is categorically excluded from further environmental documentation. This exclusion is in accordance with paragraphs 2.B.2.e.(34) (a) and (b), concerning regulations that are editorial or procedural and concerning internal agency functions or organization. A "Categorical Exclusion Determination" is available in the docket for inspection or copying where indicated under **ADDRESSES**.

Unfunded Mandates

Title II of the Unfunded Mandates Reform Act of 1995 (UMRA), (Pub. L. 104-4, 109 Stat. 48), requires Federal agencies to assess the effects of certain regulatory actions on State, local, and tribal governments, and the private sector. UMRA requires a written statement of economic and regulatory alternatives for proposed and final rules that contain Federal mandates. A "Federal mandate," is a new or additional enforceable duty, imposed on any State, local or tribal government, or the private sector. If any Federal mandate causes those entities, to spend, in the aggregate, \$100 million or more in any one year the UMRA analysis is required. This rule does not impose Federal mandates on any State, local or tribal governments or the private sector.

List of Subjects**46 CFR Part 1**

Administrative practice and procedure, Organization and functions (Government agencies), Reporting and recordkeeping requirements.

46 CFR Part 2

Marine safety, Reporting and recordkeeping requirements, Vessels.

46 CFR Part 4

Administrative practice and procedure, Alcohol abuse, Drug abuse, Drug testing, Investigations, Marine safety, National Transportation Safety Board, Nuclear vessels, Radiation protection, Reporting and recordkeeping requirements, Safety, Transportation.

46 CFR Part 5

Administrative practice and procedure, Alcohol abuse, Drug abuse, Investigations, Seamen.

46 CFR Part 10

Reporting and recordkeeping requirements, Schools, Seamen.

46 CFR Part 12

Reporting and recordkeeping requirements, Seamen.

46 CFR Part 24

Marine safety.

46 CFR Part 25

Fire prevention, Marine safety, Reporting and recordkeeping requirements.

46 CFR Part 26

Marine safety, Penalties, Reporting and recordkeeping requirements.

46 CFR Part 28

Fire prevention, Fishing vessels, Marine safety, Occupational safety and health, Reporting and recordkeeping requirements, Seamen.

46 CFR Part 30

Cargo vessels, Foreign relations, Hazardous materials transportation, Penalties, Reporting and recordkeeping requirements, Seamen.

46 CFR Part 31

Cargo vessels, Marine safety, Reporting and recordkeeping requirements.

46 CFR Part 32

Cargo vessels, Fire prevention, Marine safety, Navigation (water), Occupational safety and health, Reporting and recordkeeping requirements, Seamen.

46 CFR Part 34

Cargo vessels, Fire prevention, Marine safety.

46 CFR Part 35

Cargo vessels, Marine safety, Navigation (water), Occupational safety and health, Reporting and recordkeeping requirements, Seamen.

46 CFR Part 36

Cargo vessels, Hazardous materials transportation, Marine safety.

46 CFR Part 39

Cargo vessels, Fire prevention, Hazardous materials transportation, Marine safety, Occupational safety and health, Reporting and recordkeeping requirements.

46 CFR Part 42

Penalties, Reporting and recordkeeping requirements, Vessels.

46 CFR Part 44

Reporting and recordkeeping requirements, Vessels.

46 CFR Part 46

Passenger vessels, Penalties, Reporting and recordkeeping requirements.

46 CFR Part 54

Reporting and recordkeeping requirements, Vessels.

46 CFR Part 56

Reporting and recordkeeping requirements, Vessels.

46 CFR Part 58

Reporting and recordkeeping requirements, Vessels.

46 CFR Part 61

Reporting and recordkeeping requirements, Vessels.

46 CFR Part 62

Reporting and recordkeeping requirements, Vessels.

46 CFR Part 63

Reporting and recordkeeping requirements, Vessels.

46 CFR Part 64

Reporting and recordkeeping requirements, Vessels.

46 CFR Part 69

Measurement standards, Penalties, Reporting and recordkeeping requirements, Vessels.

46 CFR Part 76

Fire prevention, Marine safety, Passenger vessels.

46 CFR Part 77

Marine safety, Navigation (water), Passenger vessels.

46 CFR Part 92

Cargo vessels, Fire prevention, Marine safety, Occupational safety and health, Seamen.

46 CFR Part 95

Cargo vessels, Fire prevention, Marine safety.

46 CFR Part 96

Cargo vessels, Marine safety, Navigation (water).

46 CFR Part 98

Cargo vessels, Hazardous materials transportation, Marine safety, Reporting and recordkeeping requirements, Water pollution control.

46 CFR Part 107

Marine safety, Oil and gas exploration, Reporting and recordkeeping requirements, Vessels.

46 CFR Part 108

Fire prevention, Marine safety, Occupational safety and health, Oil and gas exploration, Vessels.

46 CFR Part 109

Marine safety, Occupational safety and health, Oil and gas exploration, Reporting and recordkeeping requirements, Vessels.

46 CFR Part 110

Reporting and recordkeeping requirements, Vessels.

46 CFR Part 111

Vessels.

46 CFR Part 114

Incorporation by reference, Marine safety, Passenger vessels, Reporting and recordkeeping requirements.

46 CFR Part 115

Fire prevention, Marine safety, Passenger vessels, Reporting and recordkeeping requirements.

46 CFR Part 116

Marine safety, Passenger vessels.

46 CFR Part 117

Marine safety, Passenger vessels.

46 CFR Part 119

Marine safety, Passenger vessels.

46 CFR Part 122

Alcohol and alcoholic beverages, Drugs, Hazardous materials, Marine safety, Navigation (water), Passenger vessels, Reporting and recordkeeping requirements.

46 CFR Part 125

Administrative practice and procedures, Authority delegation, Hazardous materials transportation, Incorporation by reference, Marine safety, Offshore supply vessels, Oil and gas exploration, Vessels.

46 CFR Part 147

Hazardous materials transportation, Labeling, Marine safety, Packaging and containers, Reporting and recordkeeping requirements.

46 CFR Part 147A

Fire prevention, Hazardous substances, Occupational safety and health, Pesticides and pests, Seamen, Vessels.

46 CFR Part 153

Administrative practice and procedure, Cargo vessels, Hazardous materials transportation, Marine safety, Reporting and recordkeeping requirements, Water pollution control.

46 CFR Part 154

Cargo vessels, Gases, Hazardous materials transportation, Marine safety, Reporting and recordkeeping requirements.

46 CFR Part 159

Business and industry, Laboratories, Marine safety, Reporting and recordkeeping requirements.

46 CFR Part 160

Marine safety, Reporting and recordkeeping requirements.

46 CFR Part 161

Fire prevention, Marine safety, Reporting and recordkeeping requirements.

46 CFR Part 162

Fire prevention, Marine safety, Oil pollution, Reporting and recordkeeping requirements.

46 CFR Part 170

Marine safety, Reporting and recordkeeping requirements, Vessels.

46 CFR Part 171

Marine safety, Passenger vessels.

46 CFR Part 174

Marine safety, Vessels.

46 CFR Part 175

Marine safety, Passenger vessels, Reporting and recordkeeping requirements.

46 CFR Part 176

Fire prevention, Marine safety, Passenger vessels, Reporting and recordkeeping requirements.

46 CFR Part 177

Marine safety, Passenger vessels, Reporting and recordkeeping requirements.

46 CFR Part 178

Marine safety, Passenger vessels.

46 CFR Part 180

Marine safety, Passenger vessels.

46 CFR Part 182

Marine safety, Passenger vessels.

46 CFR Part 183

Marine safety, Passenger vessels.

46 CFR Part 185

Marine safety, Passenger vessels, Reporting and recordkeeping requirements.

46 CFR Part 188

Marine safety, Oceanographic research vessels.

46 CFR Part 190

Fire prevention, Marine safety, Occupational safety and health, Oceanographic research vessels.

46 CFR Part 193

Fire prevention, Marine safety, Oceanographic research vessels.

46 CFR Part 194

Explosives, Hazardous materials transportation, Marine safety, Oceanographic research vessels.

46 CFR Part 195

Marine safety, Navigation (water), Oceanographic research vessels.

46 CFR Part 199

Cargo vessels, Incorporation by reference, Marine safety, Oil and gas exploration, Passenger vessels, Reporting and recordkeeping requirements, Vessels.

For the reasons set out in the preamble, the Coast Guard amends 46 CFR parts 1, 2, 4, 5, 10, 12, 24, 25, 26, 28, 30, 31, 32, 34, 35, 36, 39, 42, 44, 46, 54, 56, 58, 61, 62, 63, 64, 69, 76, 77, 92, 95, 96, 98, 107, 108, 109, 110, 111, 114, 115, 116, 117, 119, 122, 125, 147, 147A, 153, 154, 159, 160, 161, 162, 170, 171, 174, 175, 176, 177, 178, 180, 182, 183, 185, 188, 190, 193, 194, 195, and 199 as follows:

PART 1—ORGANIZATION, GENERAL COURSE AND METHODS GOVERNING MARINE SAFETY FUNCTIONS

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

Authority: 5 U.S.C. 552; 14 U.S.C. 633; 46 U.S.C. 7701; 49 CFR 1.45, 1.46; § 1.01–35 also issued under the authority of 44 U.S.C. 3507.

§ 1.01–15 [Amended]

2. In § 1.01–15(b), in the undesignated paragraph after the note, remove the words “parts 10, 12 or 187” and add, in their place, the words “parts 10 or 12”.

§ 1.01–25 [Amended]

3. In § 1.01–25(b), remove the word “the” immediately before the word “Marine”.

4. In § 1.03–15, in paragraphs (g) and (j), remove the word “Chief,” and add, in its place, the words “Assistant Commandant for”; and revise paragraphs (h)(2) and (h)(3) to read as follows:

§ 1.03–15 General.

* * * * *

(h) * * *

(2) Commandant (G-MS) for appeals involving vessel plan review or tonnage measurement issues; or

(3) Director, National Maritime Center, for appeals involving vessel documentation issues.

* * * * *

5. Revise § 1.03–30 to read as follows:

§ 1.03–30 Appeals from decisions or actions of the Marine Safety Center.

(a) Any person directly affected by a decision or action of the Marine Safety Center involving tonnage measurement or which otherwise affects a new vessel or plans for a vessel to be built may, after requesting reconsideration of the

decision or action by the Commanding Officer, Marine Safety Center, make a formal appeal, of that decision or action, via the Commanding Officer, Marine Safety Center, to the Commandant, in accordance with the procedures contained in § 1.03–15 of this subpart.

(b) Any person directly affected by a decision or action of the Marine Safety Center not involving tonnage measurement but which otherwise affects an existing vessel, prior to initiating a formal appeal, must request review of that decision or action by the cognizant OCMI. Following review by the cognizant OCMI, the decision or action under review may be appealed to the District Commander, in accordance with the procedures contained in § 1.03–20 of this subpart.

§ 1.03–35 [Amended]

6. In § 1.03–35(a), add the words “, tonnage measurement, or load line assignment” immediately before the words “on behalf of”; and remove paragraph (c).

§ 1.03–40 [Removed]

7. Remove § 1.03–40.

§§ 1.01–10 and 1.01–25 [Amended]

8. In addition to the amendments set forth above, in 46 CFR part 1, remove the word “Chief, Marine Safety and Environmental Protection” and add, in its place, the words “Assistant Commandant for Marine Safety and Environmental Protection” in the following places:

- (a) Section 1.01–10(b)(1) introductory text (2 places);
- (b) Section 1.01–10(b)(1)(i) introductory text;
- (c) Section 1.01–10(b)(1)(i)(A);
- (d) Section 1.01–10(b)(1)(i)(B);
- (e) Section 1.01–10(b)(1)(i)(C);
- (f) Section 1.01–10(b)(1)(ii) introductory text;
- (g) Section 1.01–10(b)(1)(ii)(A);
- (h) Section 1.01–10(b)(1)(ii)(B);
- (i) Section 1.01–10(b)(1)(ii)(C);
- (j) Section 1.01–10(b)(1)(iii);
- (k) Section 1.01–10(b)(1)(iv); and
- (l) Section 1.01–25(b).

PART 2—VESSEL INSPECTIONS

9. The authority citation for part 2 continues to read as follows:

Authority: 14 U.S.C. 664; 31 U.S.C. 9701; 33 U.S.C. 1903; 43 U.S.C. 1333, 1356; 46 U.S.C. 2110, 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46; Subpart 2.45 also issued under the authority of Act Dec. 27, 1950, Ch. 1155, secs. 1, 2, 64 Stat. 1120 [see 46 U.S.C. App. note prec. 1].

§ 2.01–1 [Amended]

10. In § 2.01–1(c), after “J (Electrical Engineering)”, add “K (Small Passenger

Vessels Carrying More Than 150 Passengers Or With Overnight Accommodations For More Than 49 Passengers), L (Offshore Supply Vessels)”,.

11. Revise § 2.01–7(b)(4) to read as follows:

§ 2.01–7 Classes of vessels (including motorboats) examined or inspected and certificated.

* * * * *

(b) * * *

(4) For small passenger vessels see part 114 of subchapter K (Small Passenger Vessels Carrying More Than 150 Passengers or with Overnight Accommodations for More Than 49 Passengers) and part 175 of subchapter T (Small Passenger Vessels) of this chapter.

* * * * *

§ 2.01–13 [Amended]

12. In § 2.01–13(c), remove the number “\$ 146.02–2” and add, in its place, the number “\$ 147.1”.

§ 2.01–15 [Amended]

13. In § 2.01–15, in paragraph (a) introductory text, in the first sentence, remove the words “a vessel or her machinery” and add, in their place, the words “the vessel or its machinery”; in paragraph (a)(2), remove the number “176.20–1” and add, in its place, the number “176.700”; and in paragraph (b)(2), remove the number “176.01–27” and add, in its place, the words “subpart B”.

§ 2.01–60 [Amended]

14. In § 2.01–60(a), remove the words “authorized by 46 U.S.C. 382b and regulations in part 143 of this chapter” and add, in their place, the words “authorized by 46 U.S.C. 2111 and regulations in part 9 of this chapter”.

§ 2.10–25 [Amended]

15. In § 2.10–25, revise the definition of “Offshore Supply Vessel” to read as follows:

§ 2.10–25 Definitions.

* * * * *

Offshore supply vessel or *OSV* means a vessel that—

- (1) Is propelled by machinery other than steam;
- (2) Does not meet the definition of a passenger-carrying vessel in 46 U.S.C. 2101(22) or 46 U.S.C. 2101(35);
- (3) Is more than 15 but less than 500 gross tons (as measured under the Standard, Dual, or Simplified Measurement System under part 69, subpart C, D, or E of this chapter) or less than 6,000 gross tons (as measured under the Convention Measurement

System under part 69, subpart B of this chapter); and

(4) Regularly carries goods, supplies, individuals in addition to the crew, or equipment in support of exploration, exploitation, or production of offshore mineral or energy resources.

* * * * *

§ 2.20–1 [Removed]

16. Remove § 2.20–1.

§ 2.20–50 [Amended]

17. In § 2.20–50, remove the numbers “33.01–20, 34.01–5, 78.33–10, and 97.30–10” and add, in their place, the numbers “78.33–10 and 97.30–10”.

§ 2.75–1 [Amended]

18. In § 2.75–1(c), remove the words “Chief, Office of Marine Safety, Security and Environmental Protection” and add, in their place, the words “Assistant Commandant for Marine Safety and Environmental Protection”.

§ 2.75–50 [Amended]

19. In § 2.75–50(c), remove the words “(Commandant (G–M))” and add, in their place, the words “(G–M)”.

§§ 2.75–1, 2.75–5 and 2.75–50 [Amended]

20. In addition to the amendments set forth above, in 46 CFR part 2, remove the word “Chief, Marine Safety and Environmental Protection” and add, in its place, the words “Assistance Commandant for Marine Safety and Environmental Protection” in the following places:

- (a) Section 2.75–1(c);
- (b) Section 2.75–5(a); and
- (c) Section 2.75–50(c).

PART 4—MARINE CASUALTIES AND INVESTIGATIONS

21. The authority citation for part 4 continues to read as follows:

Authority: 33 U.S.C. 1231; 43 U.S.C. 1333; 46 U.S.C. 2103, 2306, 6101, 6301, 6305; 50 U.S.C. 198; 49 CFR 1.46. Authority for subpart 4.40: 49 U.S.C. 1903(a)(1)(E); 49 CFR 1.46.

§ 4.03–2 [Amended]

22. In § 4.03–2(a)(3), remove “§ 4.05–1(f)” and add, in its place, “§ 4.05–1(a)(7)”.

§ 4.06–60 [Amended]

23. In § 4.06–60(a), remove the word “Serous” and add, in its place, the word “Serious”.

§ 4.07–1 [Amended]

24. In § 4.07–1(c)(3), remove the word “man” and add, in its place, the word “person”; and remove “title 46, U.S. Code, section 239” and add, in its place, “46 U.S.C. 6301”.

§ 4.07–10 [Amended]

25–26. In § 4.07–10, in paragraph (a), introductory text remove the word “indorsement” and add, in its place, the word “endorsement”; and, in paragraph (b), remove the words “Commander, Coast Guard District Activities Europe” and “Commander, Coast Guard Activities Europe” wherever they appear and add, in their place, the words “Commander, Coast Guard MIO Europe”.

PART 5—MARINE INVESTIGATION REGULATIONS—PERSONNEL ACTION

27. The authority citation for part 5 continues to read as follows:

Authority: 46 U.S.C. 2103, 7101, 7301, 7701; 49 CFR 1.46.

§ 5.507 [Amended]

28. In § 5.507(a), remove the word “possibile” and add, in its place, the word “possible”.

§ 5.521 [Amended]

29. In § 5.521(a), remove the word “Adminstrative” and add, in its place, the word “Administrative”.

§ 5.527 [Amended]

30. In § 5.527(c), remove the word “Adminstrative” and add, in its place, the word “Administrative”.

§ 5.537 [Amended]

31. In § 5.537(c), remove the word “the” immediately before the word “rules”.

PART 10—LICENSING OF MARITIME PERSONNEL

32. The authority citation for part 10 continues to read as follows:

Authority: 31 U.S.C. 9701; 46 U.S.C. 2101, 2103, 2110; 46 U.S.C. Chapter 71; 46 U.S.C. 7502, 7505, 7701; 49 CFR 1.45, 1.46; Sec. 10.107 also issued under the authority of 44 U.S.C. 3507.

§ 10.112 [Amended]

33. In § 10.112(b), remove the word “G–MRP” and add, in its place, the word “G–MOC”.

PART 12—CERTIFICATION OF SEAMEN

34. The authority citation for part 12 continues to read as follows:

Authority: 31 U.S.C. 9701; 46 U.S.C. 2101, 2103, 2110; 46 U.S.C. 7301, 7302, 7503, 7505, 7701; 49 CFR 1.46.

§ 12.01–6 [Amended]

35. In § 12.01–6, in definition of *Conviction*, remove the word “Untied” and add, in its place, the word “United”.

Subpart 12.10–9—[Amended]

36. In the final rule published June 26, 1997 (62 FR 34537), in the third column, under amendatory instruction 16, remove the words “Subpart 12.10–9” and add, in their place, the words “§ 12.10–9.”

Subpart 12.30—[Amended]

37. In the final rule published June 26, 1997 (62 FR 34538), in the second column, in text of subpart 12.30, after the section heading “§ 12.30–1 Purpose of regulations.”, remove the section heading “§ 12.30–3 Definitions.” the first time it appears.

PART 24—GENERAL PROVISIONS

38. The authority citation for part 24 continues to read as follows:

Authority: 46 U.S.C. 2113; 3306, 4104, 4302; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 24.10–17 [Amended]

39. In § 24.10–17(a), remove the word “classes” and add, in its place, the words “length categories”; and in the last four sentences, which are a list of classes of motorboats, remove “Class A—”, “Class 1—”, “Class 2—”, and “Class 3—”.

PART 25—REQUIREMENTS

40. The authority citation for part 25 continues to read as follows:

Authority: 33 U.S.C. 1903(b); 46 U.S.C. 3306, 4302; 49 CFR 1.46.

§ 25.25–5 [Amended]

41. In § 25.25–5(e), remove the number “160.071” and add, in its place, the number “160.171”.

§ 25.30–20 [Amended]

42. In § 25.30–20(a), revise Table 25.30–20(a)(1) to read as follows:

§ 25.30–20 Fire extinguishing equipment required.

(a) * * *

TABLE 25.30–20(a)(1)

Length, feet	Minimum number of B–1 hand portable fire extinguishers required ¹	
	No fixed fire extinguishing system in machinery space	Fixed fire extinguishing system in machinery space
Under 16	1	0
16 and over, but under 26	1	0
26 and over, but under 40	2	1
40 and over, but not over 65	3	2

¹ One B–11 hand portable fire extinguisher may be substituted for two B–I hand portable fire extinguishers.

* * * * *

§§ 25.25–5 and 25.25–13 [Amended]

43. In addition to the amendments set forth above, in 46 CFR part 25, remove the words “exposure suit” and add, in its place, the words “immersion suit” in the following places:

- (a) Section 25.25–5(e) (2 places),
- (b) Section 25.25–13(b); and
- (c) Section 25.25–13(c).

PART 26—OPERATIONS

44. The authority citation for part 26 continues to read as follows:

Authority: 46 U.S.C. 3306, 4104, 6101, 8105; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 26.03–10 [Amended]

45. In § 26.03–10(a), remove the paragraph (a) designation.

PART 28—REQUIREMENTS FOR COMMERCIAL FISHING INDUSTRY VESSELS.

46. The authority citation for part 28 continues to read as follows:

Authority: 46 U.S.C. 3316, 4502, 4505, 4506, 6104, 10603; 49 CFR 1.46.

§ 28.40 [Amended]

47. In § 28.40(b), under the entry for International Maritime Organization (IMO), remove the word “England” and add, in its place, the words “United Kingdom”; and under the entry for Underwriters Laboratories, Inc. (UL), remove the words “333 Pfingsten Rd., Northbrook, IL 60062” and add, in their place, the words “12 Laboratory Drive, Research Triangle Park, NC 27709–3995”.

PART 30—GENERAL PROVISIONS

48. The authority citation for part 30 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306, 3703; 49 U.S.C. 5103, 5106; 49 CFR 1.45, 1.46; Section 30.01–2 also issued under the authority of 44 U.S.C. 3507; Section 30.01–5 also issued under the authority of Sec. 4109, Pub. L. 101–380, 104 Stat. 515.

§ 30.01–5 [Amended]

49. In § 30.01–5(g), remove the words “Table 30.25–5” and add, in their place, the words “Table 30.25–1”.

§ 30.30–9 [Amended]

50. In § 30.30–9, remove the words “parts 5, 10, and 12 of this chapter” and add, in their place, the words “parts 5, 10, and 13 of this chapter.”

PART 31—INSPECTION AND CERTIFICATION

51. The authority citation for part 31 is revised to read as follows:

Authority: 33 U.S.C. 1321(j); 46 U.S.C. 3306; 46 U.S.C. 3316, as amended by Sec. 607, Pub. L. 104–324, 110 Stat. 3901; 46 U.S.C. 3703, 8105; 49 U.S.C. App 1804; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; E.O. 11735, 38 FR 21243, 3 CFR, 1971–1975 Comp., p. 793; 49 CFR 1.46.

§ 31.01–1 [Amended]

52. In § 31.01–1(a), remove the word “oftener” and add, in its place, the words “more often”.

PART 32—SPECIAL EQUIPMENT, MACHINERY, AND HULL REQUIREMENTS

53. The authority citation for part 32 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46; Subpart 32.59 also issued under the authority of Sec. 4109, Pub. L. 101–380, 104 Stat. 515.

§ 32.01–1 [Amended]

54. In § 32.01–1(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

§ 32.53–1 [Amended]

55. In § 32.53–1(a)(2), remove the citation “46 U.S.C. 391a(2)” and add, in its place, “46 U.S.C. 3701”.

§ 32.53–3 [Amended]

56. In § 32.53–3(a), remove the word “Chief,” and add, in its place, the words “Assistant Commandant for”; and in (d) and (e), remove the words “Chief, Office of” and add, in their place, the words “Assistant Commandant for”.

PART 34—FIREFIGHTING EQUIPMENT

57. The authority citation for part 34 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 34.01–15 [Amended]

58. In § 34.01–15(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 35—OPERATIONS

59. The authority citation for part 35 continues to read as follows:

Authority: 33 U.S.C. 1321(j); 46 U.S.C. 3306, 3703, 6101; 49 U.S.C. 5103, 5106; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; 49 CFR 1.46.

§ 35.01–3 [Amended]

60. In § 35.01–3(b), under the entry for American Society for Testing and Materials, remove the words “1916 Race St., Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 36—ELEVATED TEMPERATURE CARGOES

61. The authority citation for part 36 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 36.01–1 [Amended]

62. In § 36.01–1(c), remove the words “part 146” and add, in their place, the words “part 148”.

PART 39—VAPOR CONTROL SYSTEMS

63. The authority citation for part 39 continues to read as follows:

Authority: 33 U.S.C. 1231; 46 U.S.C. 3306, 3703, 3715(b); 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 39.10–5 [Amended]

64. In § 39.10–5(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 42—DOMESTIC AND FOREIGN VOYAGES BY SEA

65. The authority citation for part 42 is revised to read as follows:

Authority: 46 U.S.C. 5101–5116; 49 CFR 1.46; section 42.01–5 also issued under the authority of 44 U.S.C. 3507.

§ 42.01–1 [Amended]

66. In § 42.01–1, remove the words “the International Voyage Load Line Act of 1973, as amended (46 U.S.C. 86–86i), and Coastwise Load Line Act of 1935, as amended (46 U.S.C. 88–88i)” and add, in their place, the words “46 U.S.C. 5101–5116”.

§ 42.03–5 [Amended]

67. In § 42.03–5(b)(1)(ii), remove the words “section 445 of Title 46, U.S. Code” and add, in their place, the words “46 U.S.C. 2113”.

§ 42.03–10 [Amended]

68. Amend § 42.03–10 as follows:

a. In paragraph (a), remove the words “the International Load Line Act of 1973, as amended (46 U.S.C. 86–86i)” and add, in their place, the words “46 U.S.C. 5101–5116”, and remove the words “the Coastwise Load Line Act of 1935, as amended (46 U.S.C. 88–88i)” and add, in their place, the words “46 U.S.C. 5101–5116”;

b. In paragraph (b), remove the words “the International Load Line Act of 1973, as amended (46 U.S.C. 86–86i) and the Coastwise Load Line Act of 1935, as amended (46 U.S.C. 88–88i)” and add, in their place, the words “46 U.S.C. 5101–5116”;

c. In paragraph (c), remove the words “the International Load Line Act of 1973, as amended, the Coastwise Load Line Act of 1935, as amended” and add, in their place, the words “46 U.S.C. 5101–5116”; and

d. In paragraph (d)(2), remove the words “International Loan Line Convention” and add, in their place, the words “International Load Line Convention”.

§ 42.07–50 [Amended]

69. Amend § 42.07–50 as follows:

a. In paragraph (a), remove the words “title 46, United States Code, sections 86i and 88g” and add, in their place, the words “46 U.S.C. 5116”;

b. In paragraph (b)(1), remove the words “46 United States Code, section 86g or 88c in accordance with section 86h or 88f” and add, in their place, the words “46 U.S.C. 5112, in accordance with 46 U.S.C. 5113”;

c. In paragraph (b)(2), remove the words “title 46, United States Code, sections 86i and 88g” and add, in their

place, the words “46 U.S.C. 5112 and 5116”;

d. In paragraph (b)(3), remove the words “title 46, U. S. Code, section 86i or 88g” and add, in their place, the words “46 U.S.C. 5112 or 5116”;

e. In paragraph (b)(5), remove the words “under the provisions of title 46, United States Code, section 239, and the regulations prescribed thereunder in part 137 of subchapter K (Marine Investigations and Suspension and Revocation Proceedings) of this chapter” and add, in their place, the words “under the provisions of 46 U.S.C. Chapter 77, and the regulations in 46 CFR part 5”;

f. Revise the text of paragraph (c) to read as set forth below.

g. In paragraph (d), remove the words “title 46, United States Code, section 86i or 88g” and add, in their place, the words “46 U.S.C. 5116”.

The revised text is set forth as follows:

§ 42.07–50 Penalties for violations

* * * * *

(c) In determining offenses, 46 U.S.C. 5116 provides that ‘Each day of a continuing violation is a separate violation.’; and

PART 44—SPECIAL SERVICE LIMITED DOMESTIC VOYAGES

70. The authority citation for part 44 is revised to read as follows:

Authority: 46 U.S.C. 5101–5116; 49 CFR 1.46.

PART 46—SUBDIVISION LOAD LINES FOR PASSENGER VESSELS

71. The authority citation for part 46 is revised to read as follows:

Authority: 46 U.S.C. 3306; 46 U.S.C. 5101–5116; E.O. 12234, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

72. Revise the subpart heading for Subpart 46.01 to read as follows:

Subpart 46.01—Purpose

§ 46.01–5 [Removed]

73. Remove § 46.01–5.

§ 46.01–15 [Amended]

74. In paragraph (d), remove the words “the International Load Line Act of 1973 as amended (46 U.S.C. 86–86i) or the Coastwise Load Line Act of 1935, as amended (46 U.S.C. 88–88i)” and add, in their place, the words “46 U.S.C. 5101–5116”.

§ 46.01–20 [Amended]

75. In paragraph (a), remove the words “the International Load Line Act of 1973, as amended (46 U.S.C. 86–86i), or the Coastwise Load Line Act of 1935,

as amended (46 U.S.C. 88–88i)” and add, in their place, the words “46 U.S.C. 5101–5116”.

PART 54—PRESSURE VESSELS

76. The authority citation for part 54 continues to read as follows:

Authority: 33 U.S.C. 1509; 43 U.S.C. 1333; 46 U.S.C. 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 54.01–1 [Amended]

77. In § 54.01–1(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 56—PIPING SYSTEMS AND APPURTENANCES

78. The authority citation for part 56 continues to read as follows:

Authority: 33 U.S.C. 1321(j), 1509; 43 U.S.C. 1333; 46 U.S.C. 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; 49 CFR 1.46.

§ 56.01–2 [Amended]

79. In § 56.01–2(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 58—MAIN AND AUXILIARY MACHINERY AND RELATED SYSTEMS

80. The authority citation for part 58 continues to read as follows:

Authority: 43 U.S.C. 1333; 46 U.S.C. 3306, 3703; E.O. 12234, 45 FR 58801, 3, CFR 1980 Comp., p. 277; 49 CFR 1.46.

§ 58.03–1 [Amended]

81. In § 58.03–1(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”; and under the entry for International Maritime Organization (IMO), add the words “Publications Section” immediately before the words “4 Albert Embankment” and remove the word “England” and add, in its place, the words “United Kingdom”.

PART 61—PERIODIC TESTS AND INSPECTIONS

82. The authority citation for part 61 continues to read as follows:

Authority: 43 U.S.C. 1333; 46 U.S.C. 2103, 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 61.03–1 [Amended]

83. In § 61.03–1(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 62—VITAL SYSTEM AUTOMATION

84. The authority citation for part 62 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703, 8105; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 62.05–1 [Amended]

85. In § 62.05–1(a), remove the word “the” immediately preceding the word “Marine”.

PART 63—AUTOMATIC AUXILIARY BOILERS

86. The authority citation for part 63 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 63.05–1 [Amended]

87. In § 63.05–1(b), remove the words “Underwriters” Laboratories, Inc. (UL), 333 Pfingsten Road, Northbrook, Illinois 60062” and add, in their place, the words “Underwriters Laboratories, Inc. (UL), 12 Laboratory Drive, Research Triangle Park, NC 27709–3995”.

PART 64—MARINE PORTABLE TANKS AND CARGO HANDLING SYSTEMS

88. The authority citation for part 64 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703; 49 U.S.C. app. 1804; 49 CFR 1.46.

§ 64.2 [Amended]

89. In § 64.2(b), under the entry for American Society of Mechanical Engineers, remove the word “1345” and add, in its place, the word “345”.

PART 69—MEASUREMENT OF VESSELS

90. The authority citation for part 69 continues to read as follows:

Authority: 46 U.S.C. 2301, 14103; 49 CFR 1.46.

91. In § 69.15 revise the heading and paragraph (a) to read as follows:

§ 69.15 Authorized measurement organizations.

(a) Except as under paragraphs (c) and (d) of this section, all U.S. vessels to be measured or remeasured under the Convention, Standard, or Dual Measurement Systems must be measured by an authorized measurement organization meeting the requirements of § 69.27. A current listing of authorized measurement organizations can be obtained from Commanding Officer, U.S. Coast Guard Marine Safety Center (MSC-3), 400 7th Street S.W., Washington, DC 20590-0001.

* * * * *

92. Revise § 69.17(a) to read as follows:

§ 69.17 Application for measurement services.

(a) Applications for measurement are available from and, once completed, are submitted to the authorized measurement organization that will perform the services. The contents of the application are described in this part under the requirement for each system.

* * * * *

93. Revise § 69.19(a) to read as follows:

§ 69.19 Remeasurement and adjustment of tonnage.

(a) If a vessel that is already measured is to undergo a structural alteration or if the use of a space within that vessel is to be changed, a remeasurement may be required. Vessel owners shall report immediately to an authorized measurement organization any intent to structurally alter the vessel or to change the use of a space within the vessel. The organization advises the owner if remeasurement is necessary. Spaces not affected by the alteration or change need not be remeasured.

* * * * *

94. Revise § 69.23 to read as follows:

§ 69.23 Fees.

Measurement organizations are authorized to charge a fee for measurement services. Information on fees is available directly from the organizations.

§ 69.27 [Amended]

95. In § 69.27, in paragraphs (b)(5), (d) introductory text, and (d)(4)(vii), remove the words "Memorandum of Agreement" and add, in their place, the words "written agreement"; and remove paragraph (e).

96. Revise § 69.63 to read as follows:

§ 69.63 Net tonnage.

Net tonnage (NT) is determined by the formula:

$$NT = K_2 V_c \left(\frac{4d}{3D} \right)^2 + K_3 \left(N_1 + \frac{N_2}{10} \right),$$

in which:

V_c = total volume of cargo spaces in cubic meters.

$K_2 = 0.2 + 0.02 \log_{10} V_c$.

$$K_3 = 1.25 \left(\frac{GT + 10,000}{10,000} \right)$$

D = molded depth amidships in meters, as "molded depth" is defined in § 69.53.

d = molded draft amidships in meters, as "molded draft" is defined in § 69.53.

N_1 = number of passengers in cabins with not more than eight berths, as "passenger" is defined in § 69.53.

N_2 = number of other passengers, as "passenger" is defined in § 69.53.

GT = gross tonnage as determined under § 69.57.

N_1 plus N_2 must equal the total number of passengers the vessel is permitted to carry as indicated on the ship's Passenger Certificate. If N_1 plus N_2 is less than 13, both N_1 and N_2 are zero.

$\left(\frac{4d}{3D} \right)^2$ must not be greater than unity.

$K_2 V_c \left(\frac{4d}{3D} \right)^2$ must not be less than 0.25 GT.

NT must not be less than 0.30 GT.

§ 69.73 [Amended]

97. In § 69.73(a), remove the word "supart" and add, in its place, the word "subpart".

§ 69.111 [Amended]

98. In § 69.111(c)(3), remove the word "breaths" and add, in its place, the word "breadths".

§ 69.117 [Amended]

99. In § 69.117, in paragraph (e)(2)(ii), add the word "length" immediately before the words "of the vessel" the second time they appear; and in paragraph (e)(3), remove the word "or" immediately before the words "more than two feet" and add, in its place, the word "of".

§ 69.209 [Amended]

100. In § 69.209(a)(4), remove the words "that is indicated as a houseboat on Coast Guard Form CG-5397".

PART 76—FIRE PROTECTION EQUIPMENT

101. The authority citation for part 76 continues to read as follows:

Authority: 46 U.S.C. 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 76.01-2 [Amended]

102. In § 76.01-2(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race Street, Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959".

PART 77—VESSEL CONTROL AND MISCELLANEOUS SYSTEMS AND EQUIPMENT

103. The authority citation for part 77 continues to read as follows:

Authority: 46 U.S.C. 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 77.01-3 [Amended]

104. In § 77.01-3(b), under the entry for American Society for Testing and Materials, remove the words "1916 Race St., Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959".

PART 92—CONSTRUCTION AND ARRANGEMENT

105. The authority citation for part 92 is revised to read as follows:

Authority: 46 U.S.C. 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 92.01-2 [Amended]

106. In § 92.01-2(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race Street, Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959".

PART 95—FIRE PROTECTION EQUIPMENT

107. The authority citation for part 95 continues to read as follows:

Authority: 46 U.S.C. 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 95.01-2 [Amended]

108. In § 95.01-2(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race Street, Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959".

PART 96—VESSEL CONTROL AND MISCELLANEOUS SYSTEMS AND EQUIPMENT

109. The authority citation for part 96 continues to read as follows:

Authority: 46 U.S.C. 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 96.01–3 [Amended]

110. In § 96.01–3(b), under the entry for American Society for Testing and Materials, remove the words “1916 Race St., Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 98—SPECIAL CONSTRUCTION, ARRANGEMENT, AND OTHER PROVISIONS FOR CERTAIN DANGEROUS CARGOES IN BULK

111. The authority citation for part 98 continues to read as follows:

Authority: 33 U.S.C. 1903; 46 U.S.C. 3306, 3703; 49 U.S.C. App. 1804; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 98.30–1 [Amended]

112. In § 98.30–1(b)(3), remove the words “Director, Office of Hazardous Materials Transportation (OHMT)” and add, in their place, the words “Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration (AAHMS)”.

§ 98.30–4 [Amended]

113. In § 98.30–4, in paragraphs (a)(2) introductory text, (a)(2)(ii), and (c), remove the words “Director, OHMS” and “Director, OHMT” and add, in their place, the word “AAHMS”; remove footnote 1 to paragraph (a)(1); and revise paragraph (a)(1) to read as follows:

§ 98.30–4 Vessels carrying portable tanks other than MPTs.

(a) * * *

(1) An IM 101 or IM 102 tank authorized for its contents in accordance with Columns 7 and 8C of the Hazardous Materials Table of 49 CFR 172.101.

114. In § 98.30–5 revise paragraphs (a)(4), (b), and (e) to read as follows:

§ 98.30–5 Materials authorized for transfer to and from a portable tank.

(a) * * *

(4) Any environmentally hazardous substance, liquid, N.O.S., Class 9, listed in table 1 of appendix A of 49 CFR 172.101, and any aqueous solution of an environmentally hazardous substance, solid, N.O.S., Class 9, listed in that table, that meets the definition of

“hazardous substance” in 49 CFR 171.8; and

* * * * *

(b) Grade D and Grade E combustible liquids with a flash point of 100°F (38°C) or higher by closed cup test that are not listed by name in the Table of 49 CFR 172.101 may be transferred to and from an MPT or an IM 102 portable tank conforming to the entry for note “T1” of 49 CFR 172.102(c)(7)(i).

* * * * *

(e) Environmentally hazardous substances (see paragraph (a)(4) of this section) may be transferred only to or from an IM 101 or IM 102 portable tank or an MPT.

* * * * *

115. In § 98.33–1(b)(2), remove the words “176.340(a)(2)” and add, in their place, the words “176.340(b)”; and add note 1 to paragraph (b)(1) to read as follows:

§ 98.33–1 Applicability.

* * * * *

(b) * * *

(1) * * *

Note to paragraph (b)(1): Copies of Specifications 178.251 and 178.253 may be obtained from the Commandant (G-MSO–3).

* * * * *

116. In § 98.33–3, in paragraph (a), remove the words “except hazardous substance ‘ORM–E’” and revise paragraph (b) to read as follows:

§ 98.33–3 Cargoes authorized.

* * * * *

(b) Any environmentally hazardous substance, liquid N.O.S., Class 9, listed in table 1 of appendix A of 49 CFR 172.101, and any aqueous solution of an environmentally hazardous substance, solid, N.O.S., Class 9, listed in that table, that meets the definition of “Hazardous substance” in 49 CFR 171.8.

* * * * *

PART 107—INSPECTION AND CERTIFICATION

117. The authority citation for part 107 is revised to read as follows:

Authority: 43 U.S.C. 1333, 46 U.S.C. 3306; 46 U.S.C. 3316 as amended by Sec. 607, Pub. L. 104–324, 110 Stat. 3901; 49 CFR 1.45, 1.46; § 107.05 also issued under the authority of 44 U.S.C. 3507.

§ 107.115 [Amended]

118. In § 107.115, in paragraph (b), under the entry for International Cargo Gear Bureau, remove the words “, 17 Battery Place” and add, in their place, the words “Inc., 90 West Street—Suite 1612”; and under the entry for Underwriters Laboratory, remove the words “Laboratory, 333 Pfingsten Road,

Northbrook, Illinois 60062” and add, in their place, the words “Laboratories, 12 Laboratory Drive, Research Triangle Park, NC 27709–3995”.

PART 108—DESIGN AND EQUIPMENT

119. The authority citation for part 108 continues to read as follows:

Authority: 43 U.S.C. 1333; 46 U.S.C. 3102, 3306; 49 CFR 1.46.

§ 108.101 [Amended]

120. In § 108.101(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”; and under the entry for International Maritime Organization (IMO), add the words “Publications Section” immediately before the words “4 Albert Embankment” and remove the word “England” and add, in its place, the words “United Kingdom”.

PART 109—OPERATIONS

121. The authority citation for part 109 is revised to read as follows:

Authority: 43 U.S.C. 1333; 46 U.S.C. 3306, 6101, 10104; 49 CFR 1.46.

Appendix A—[Amended]

122. In the heading to Appendix A of part 109, remove the number “3–78” and add, in its place, the number “4–78”.

PART 110—GENERAL PROVISIONS

123. The authority citation for part 110 continues to read as follows:

Authority: 33 U.S.C. 1509; 43 U.S.C. 1333; 46 U.S.C. 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.45, 1.46; § 110.01–2 also issued under 44 U.S.C. 3507.

§ 110.10–1 [Amended]

124. In § 110.10–1(b), under the entry for International Maritime Organization (IMO), add the words “Publications Section” immediately before the words “4 Albert Embankment” and remove the word “England” and add in its place, the words “United Kingdom”; and under the entry for Underwriters Laboratories, Inc. (UL), remove the words “ATTN: Publications Stock, 333 Pfingsten Rd., Northbrook, IL 60062–2096” and add, in their place, the words “12 Laboratory Drive, Research Triangle Park, NC 27709–3995”.

PART 111—ELECTRICAL SYSTEMS—GENERAL REQUIREMENTS

125. The authority citation for part 111 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703; 49 CFR 1.46.

§ 111.50-3 [Amended]

126. In § 111.50-3(b)(2), remove the words "Subpart 111.93" and add, in its place, "subchapter F of this chapter".

PART 114—GENERAL PROVISIONS

127. The authority citation for part 114 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306, 3703; 49 U.S.C. App. 1804; 49 CFR 1.45, 1.46; 114.900 also issued under authority of 44 U.S.C. 3507.

§ 114.400 [Amended]

128. In the definition of *Corrosion-resistant material or corrosion-resistant*, remove the word "Corrosion-resistant" and add, in its place, the word "Corrosion-resistant"; in the definition of *High seas*, remove the word "Untied" and add, in its place, the word "United"; and in the definition of *High Speed Craft*, remove the word "the" and add, in its place, the word "that" immediately before the word "alternative".

§ 114.600 [Amended]

129. In § 114.600(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race St., Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959"; and under the entry for International Maritime Organization (IMO), add the words Publications Section" immediately before the words "4 Albert Embankment" and add the words "United Kingdom" following the word "7SR".

PART 115—INSPECTION AND CERTIFICATION

130. The authority citation for part 115 continues to read as follows:

Authority: 33 U.S.C. 1321(j); 46 U.S.C. 2103, 3306; 49 U.S.C. App. 1804; E.O. 11735, 38 FR 21243, 3 CFR, 1971-1975 Comp., p. 743; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 115.920 [Amended]

131. In § 115.920(d), remove the word "changes" and add, in its place, the word "change" immediately before the words "the information".

§ 115.930 [Amended]

132. In § 115.930, remove the word "as" immediately before the word "least" and add, in its place, the word "at".

§§ 115.103 and 115.808 [Amended]

133. In addition to the amendments set forth above, in 46 CFR part 115—

Remove the words "lifejacket", and "lifejackets" wherever they appear, and add, in their place, the words "life jacket" or "life jackets in the following sections:

- (a) Section 115.103; and
- (b) Section 115.808 (a)(2), (a)(4), (d), (e) introductory text (2 places), and (e)(2).

PART 116—CONSTRUCTION AND ARRANGEMENT

134. The authority citation for part 116 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 116.500 [Amended]

135. In § 116.500(k)(1), remove the word "passager" and add, in its place, the word "passenger".

§ 116.510 [Amended]

136. In § 116.510(b)(2), remove the word "be" and add, in its place, the word "Be".

§ 116.820 [Amended]

137. In § 116.820(d) (1) and (2), remove the word "meter" and add, in its place, the word "meters".

PART 117—LIFESAVING EQUIPMENT AND ARRANGEMENTS

138. The authority citation for part 117 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 117.10 [Amended]

139. In § 117.10, remove the words "subchapter H" and add, in their place, the words "subchapter W".

§ 117.70 [Amended]

140. In § 117.70(a)(1), remove the word "diamter" and add, in its place, the word "diameter".

§ 117.71 [Amended]

141. Amend § 117.71 as follows:

- a. In paragraph (b), remove the word "the" immediately before the word "persons";
- b. In paragraph (d), remove the word "lifejackets" wherever it appears, and add, in its place, the words "life jackets"; and
- c. In paragraph (d), add a comma immediately following the word "1999".

§ 117.130 [Amended]

142. In § 117.130(a)(2), remove the word "stowed" and add, in its place, the word "Stowed".

PART 119—MACHINERY INSTALLATION

143. The authority citation for part 119 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 119.405 [Amended]

144. In § 119.405, add the word "the" immediately before the word "Commandant".

§ 119.510 [Amended]

145. In § 119.510(b), remove the word "is" and add, in its place, the word "in".

PART 122—OPERATIONS

146. The authority citation for part 122 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306, 6101; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 122.610 [Amended]

147. In § 122.610, remove the word "marking" and add, in its place, the word "markings".

§ 122.910 [Amended]

148. In § 122.910, remove the word "is" immediately before the word "subchapter" and add, in its place, the word "in".

PART 125—GENERAL

149. The authority citation for part 125 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306, 3703; 49 U.S.C. App. 1804; 49 CFR 1.46.

§ 125.180 [Amended]

150. In § 125.180(b), under the entry for American Society of Mechanical Engineers (ASME), remove the word "10027" and add, in its place, the word "10017"; under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race St., Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959"; under the entry for International Maritime Organization (IMO), remove the word "England" and add, in its place, the words "United Kingdom"; and under the entry for Underwriters Laboratories, Inc. (UL), remove the words "333 Pfingsten Rd., Northbrook, IL 60062" and add, in their place, the words "12 Laboratory Drive,

Research Triangle Park, NC 27709–3995”.

PART 147—HAZARDOUS SHIPS’ STORES

151. The authority citation for part 147 continues to read as follows:

Authority: 46 U.S.C. 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 147.3 [Amended]

152. Amend § 147.3 as follows:

a. Remove the number “173.115(b)” and add, in its place, the number “173.120(b)” in the definition for *Combustible liquid*;

b. Remove the number “173.300” and add, in its place, the number “173.115” in the definition for *Compressed gas*; and

c. Remove the number “173.115(a)” and add, in its place, the number “173.120(a)” in the definition for *Flammable liquid*.

§ 147.7 [Amended]

153. In § 147.7(c), under the entry for Underwriters Laboratories, Inc. (UL), remove the words “Publications Stock, 333 Pfingsten Road, Northbrook, IL 60062” and add, in their place, the words “12 Laboratory Drive, Research Triangle Park, NC 27709–3995”.

§ 147.30 [Amended]

154. In § 147.30(a)(3), remove the numbers “172.101 and 173.2” and add, in their place, the numbers “172.101, 173.2, and 173.2(a)”.

155. Revise §§ 147.40 (a)(1) and (a)(2) to read as follows:

§ 147.40 Materials requiring Commandant (G–MSO) approval.

(a) * * *

(1) Poison gases of Class 2, Division 2.3 and toxic liquids of Class 6, Division 6.1 which are poisonous by inhalation in Hazard Zone A.

(2) Explosives of Divisions 1.1 or 1.2.

* * * * *

156. Revise § 147.45(f)(3) to read as follows:

§ 147.45 Flammable and Combustible liquids.

* * * * *

(f) * * *

(3) A non-bulk packaging authorized for Class 3 (flammable) liquids or combustible liquids under 49 CFR 173.201, 173.202, or 173.203, as referenced for the specific liquid in column 8B of the Hazardous Materials Table of 49 CFR 172.101.

* * * * *

§ 147.95 [Amended]

157. Amend § 147.95 as follows:

a. In paragraph (a), remove the words “176.135 through 176.159” and add, in their place, the words “176.122 through 176.138”; and

b. In paragraph (c)(2), remove the word “176.83” and add, in its place, the words “176.140 through 176.146”.

PART 147A—INTERIM REGULATIONS FOR SHIPBOARD FUMIGATION

158. The authority citation for part 147A continues to read as follows:

Authority: 46 U.S.C. App. 1804; 49 CFR 1.46.

159. Revise § 147A.11(b)(5)(iii) to read as follows:

§ 147A.11 Person in charge of fumigation; before fumigation.

* * * * *

(b) * * *

(5) * * *

(iii) In accordance with 49 CFR 173.9(c) or section 8.10 of the *General Introduction of the International Maritime Dangerous Goods Code*. The word “unit” on the warning sign may be replaced with “vessel,” “barge,” “hold,” or “space,” as appropriate.

* * * * *

PART 153—SHIPS CARRYING BULK LIQUID, LIQUEFIED GAS, OR COMPRESSED GAS HAZARDOUS MATERIALS

160. The authority citation for part 153 continues to read as follows:

Authority: 46 U.S.C. 3703; 49 CFR 1.46. Section 153.40 issued under 49 U.S.C. 5103. Sections 153.470 through 153.491, 153.1100 through 153.1132, and 153.1600 through 153.1608 also issued under 33 U.S.C. 1903(b).

§ 153.4 [Amended]

161. In § 153.4(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 154—SAFETY STANDARDS FOR SELF-PROPELLED VESSELS CARRYING BULK LIQUEFIED GASES

162. The authority citation for part 154 continues to read as follows:

Authority: 46 U.S.C. 3703, 9101; 49 CFR 1.46.

§ 154.1 [Amended]

163. In § 154.1(b), under the entry for American Society for Testing and Materials, remove the words “1916 Race St., Philadelphia, PA 19103” and add, in their place, the words “100 Barr

Harbor Drive, West Conshohocken, PA 19428–2959”; under the entry for International Maritime Organization, remove the words “4 Albert Embankment, London SE1 7SR, U.K.” and add, in their place, the words “Publications Section, 4 Albert Embankment, London SE1 7SR, United Kingdom; and under the entry for Underwriters Laboratories, Inc., remove the words “333 Pfingsten Rd., Northbrook, IL 60062” and add, in their place, the words “12 Laboratory Drive, Research Triangle Park, NC 27709–3995”.

PART 159—APPROVAL OF EQUIPMENT AND MATERIALS

164. The authority citation for part 159 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703; 49 CFR 1.45, 1.46; Section 159.001–9 also issued under the authority of 44 U.S.C. 3507.

§ 159.001–4 [Amended]

165. In § 159.001–4(b), under the entry for International Maritime Organization (IMO), remove the word “England” and add, in its place, the words “United Kingdom”.

PART 160—LIFESAVING EQUIPMENT

166. The authority citation for part 160 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306, 3703, and 4302; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 160.051–0 [Amended]

167. In § 160.051–0(b), under the entry for American Society for Testing and Materials, remove the words “1916 Race St., Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

§ 160.055–1 [Amended]

168. In § 160.055–1(c), remove the words “1916 Race Street, Philadelphia, Pa. 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

§ 160.076–11 [Amended]

169. In § 160.076–11(b), under the entry for Underwriters Laboratories (UL), remove the words “P.O. Box 13995” and add, in their place, the words “12 Laboratory Drive”.

§ 160.171–3 [Amended]

170. In § 160.171–3(b), under the entry for American Society for Testing and Materials, remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”; and under the entry

for Underwriters Laboratories, Inc., remove the words "333 Pfingston Rd., Northbrook, IL 60062" and add, in their place, the words "12 Laboratory Drive, Research Triangle Park, NC 27709-3995".

§ 160.174-3 [Amended]

171. In § 160.174-3(b), under the entry for American Society for Testing and Materials, remove the words "1916 Race Street, Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959".

§ 160.176-4 [Amended]

172. In § 160.176-4(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race St., Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959"; and under the entry for Underwriters Laboratories (UL), remove the words "P.O. Box 13995" and add, in their place, the words "12 Laboratory Drive".

PART 161—ELECTRICAL EQUIPMENT

173. The authority citation for part 161 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703, 4302; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 161.002-1 [Amended]

174. In § 161.002-1(b), under the entry for International Maritime Organization (IMO), add the words "Publications Section" immediately before the words "4 Albert Embankment" and remove the word "England" and add, in its place, the words "United Kingdom"; and under the entry for Underwriters Laboratories, Inc. (UL), remove the words "ATTN: Publication Stock, 333 Pfingsten Road, Northbrook, IL 60062-2096" and add, in their place, the words "12 Laboratory Drive, Research Triangle Park, NC 27709-3995".

§ 161.010-1 [Amended]

175. In § 161.010-1(b), under the entry for Underwriters Laboratories, Inc., remove the words "333 Pfingsten Road, Northbrook, Illinois 60062" and add, in their place, the words "12 Laboratory Drive, Research Triangle Park, NC 27709-3995".

PART 162—ENGINEERING EQUIPMENT

176. The authority citation for part 162 continues to read as follows:

Authority: 33 U.S.C. 1321(j), 1903; 46 U.S.C. 3306, 3703, 4104, 4302; E.O. 12234, 45

FR 58801, 3 CFR, 1980 Comp., p. 277; E.O. 11735, 38 FR 21243, 3 CFR, 1971-75 Comp., p. 793; 49 CFR 1.46.

§ 162.027-1 [Amended]

177. § 162.027-1(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race Street, Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959".

PART 170—STABILITY REQUIREMENTS FOR ALL INSPECTED VESSELS

178. The authority citation for part 170 continues to read as follows:

Authority: 43 U.S.C. 1333; 46 U.S.C. 2103, 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 170.015 [Amended]

179. In § 170.015(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race Street, Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959"; and under the entry for International Maritime Organization (IMO), add the words "United Kingdom" immediately following the word "7SR".

PART 171—SPECIAL RULES PERTAINING TO VESSELS CARRYING PASSENGERS

180. The authority citation for part 171 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 171.080 [Amended]

181. In § 171.080(a), remove the word "(d)" and add, in its place, the words "(e), (f), or (g)".

PART 174—SPECIAL RULES PERTAINING TO SPECIFIC VESSEL TYPES

182. The authority citation for part 174 continues to read as follows:

Authority: 42 U.S.C. 9118, 9119, 9153; 43 U.S.C. 1333; 46 U.S.C. 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 174.007 [Amended]

183. In § 174.007(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race Street, Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959".

PART 175—GENERAL PROVISIONS

184. The authority citation for part 175 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306, 3703; 49 U.S.C. App. 1804; 49 CFR 1.45, 1.46; 175.900 also issued under the authority of 44 U.S.C. 3507.

§ 175.400 [Amended]

185. In § 175.400, in the definition of *High Seas*, remove the word "Untied" and add, in its place, the word "United".

§ 175.600 [Amended]

186. In § 175.600(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race St., Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428-2959"; and under the entry for International Maritime Organization (IMO), add the words "Publications Section" immediately before the words "4 Albert Embankment" and add the words "United Kingdom" immediately following the word "7SR".

PART 176—INSPECTION AND CERTIFICATION

187. The authority citation for part 176 continues to read as follows:

Authority: 33 U.S.C. 1321(j); 46 U.S.C. 2103, 3306; 49 U.S.C. App. 1804; E.O. 11735, 38 FR 21243, 3 CFR, 1971-1975 Comp., p. 793; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 176.114 [Amended]

188. In § 176.114(a), remove the word "certificate" and add, in its place, the word "Certificate".

§ 176.302 [Amended]

189. Amend § 176.302 as follows:
a. Remove the word "posed" and add, in its place, the word "posted";
b. Add the word "in" immediately before the words "an open"; and
c. Remove the word "boats" and add, in its place, the word "boat".

§ 176.306 [Amended]

190. In § 176.306, remove the word "posed" and add, in its place, the word "posted".

§ 176.801 [Amended]

191. In § 176.801(a), remove the word "it's" immediately before the word "passengers" and add, in its place, the word "its".

PART 177—CONSTRUCTION AND ARRANGEMENT

192. The authority citation for part 177 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 177.100 [Amended]

193. In § 177.100, remove the word "certificate" and add, in its place, the word "Certificate".

§ 177.710 [Amended]

194. In § 177.710, remove the word "Overnigt" and add, in its place, the word "Overnight".

§ 177.810 [Amended]

195. In § 177.810(c), remove the word "Construction" and add, in its place, the word "construction".

PART 178—INTACT STABILITY AND SEAWORTHINESS

196. The authority citation for part 178 continues to read as follows:

Authority: 43 U.S.C. 1333; 46 U.S.C. 2103, 3306, 3703; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 178.340 [Amended]

197. In § 178.340(c), remove the number "178.330(c)" and add, in its place, the number "178.330(a)".

PART 180—LIFESAVING EQUIPMENT AND ARRANGEMENTS

198. The authority citation for part 180 continues to read as follows:

Authority: 46 U.S.C. 2104, 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 180.70 [Amended]

199. In § 180.70(a)(2), remove the word "buoys" and add, in its place, the word "buoy".

§ 180.71 [Amended]

200. In § 180.71(b) introductory text, remove the words "the person" and add, in their place, the word "persons"; and in paragraph (d), remove the word "lifejackets", wherever it appears, and add, in its place, the words "life jackets".

§ 180.150 [Amended]

201. In § 180.150(b), remove the word "A" at the beginning of the first sentence, and add, in its place, the word "An".

§ 180.207 [Amended]

202. In § 180.207(d), remove the word "lake" and add, in its place, the word "lakes".

§ 180.208 [Amended]

203. In § 180.208(b), remove the word "certificate" and add, in its place, the word "certificated".

§ 180.410 [Amended]

PART 182—MACHINERY INSTALLATION

204–205. The authority citation for part 182 continues to read as follows:

Authority: 46 U.S.C. 3306; E.O. 12234, 45 FR 58801, 3 CFR, 180 Comp., p. 277; 49 CFR 1.46.

§ 182.405 [Amended]

206. In § 182.405, remove the words "case by case" and add, in their place, the words "case-by-case"; and add the word "the" before the word "Commandant".

§ 182.458 [Amended]

207. In § 182.458(b), remove the word "Projected" and add, in its place, the word "Project".

§ 182.460 [Amended]

208. In § 182.460(a)(1)(ii), remove the words "or the bilge" and add, in their place, the words "of the bilge".

§ 182.520 [Amended]

209. In § 182.520(b)(2), remove the word "fo" and add, in its place, the word "of".

§ 182.620 [Amended]

210. In § 182.620(a)(2), remove the word "is" immediately before the words "not more" and add, in its place, the word "in".

PART 183—ELECTRICAL INSTALLATION

211. The authority citation for part 183 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 183.130 [Amended]

212. In § 183.130(b), add the words "of this part" at the end of the last sentence.

§ 183.330 [Amended]

213. In § 183.330(j), add the words "in Subchapter J" immediately after the word "§ 111.30–19(a)".

§ 183.340 [Amended]

214. In § 183.340(q)(3), remove the word "and" and add, in its place, the word "end".

§ 183.352 [Amended]

215. In § 183.352(a), remove the word "kilowatt" and add, in its place, the word "kilowatts".

§ 183.380 [Amended]

216. In § 183.380(h)(2), add the words "in Subchapter J" immediately after word "§ 111.70–1".

PART 185—OPERATIONS

217. The authority citation for part 185 continues to read as follows:

Authority: 46 U.S.C. 2103, 3306, 6101; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 185.210 [Amended]

218. In § 185.210(b)(2), remove the word "use" and add, in its place, the word "used".

§ 185.220 [Amended]

219. In § 185.220, remove the words "of employee" and add, in their place, the words "or employee".

§ 185.506 [Amended]

220. In § 185.506(a)(1), remove the word "exists" and add, in its place, the word "exits".

§ 185.518 [Amended]

221. In § 185.518(a), remove the word "instruction" and add, in its place, the word "instructions".

§ 185.728 [Amended]

222. In § 185.728(a), remove the words "is an inflatable" and add, in their place, the words "in an inflatable".

PART 188—GENERAL PROVISIONS

223. The authority citation for part 188 continues to read as follows:

Authority: 46 U.S.C. 2113, 3306; 49 U.S.C. 5103, 5106; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 188.10–71 [Amended]

224. In § 188.10–71, remove the words "Title 53 of the Revised Statutes and acts amendatory thereof or supplementary thereto" and add, in their place, the words "Title 46, United States Code".

PART 190—CONSTRUCTION AND ARRANGEMENT

225. The authority citation for part 190 continues to read as follows:

Authority: 46 U.S.C. 2113, 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 190.01–3 [Amended]

226. In § 190.01–3(b), under the entry for American Society for Testing and Materials (ASTM), remove the words "1916 Race Street, Philadelphia, PA 19103" and add, in their place, the words "100 Barr Harbor Drive, West Conshohocken, PA 19428–2959".

PART 193—FIRE PROTECTION EQUIPMENT

227. The authority citation for part 193 continues to read as follows:

Authority: 46 U.S.C. 2213, 3102, 3306; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 193.01–3 [Amended]

228. § 193.01–3(b), under the entry for American Society for Testing and Materials, remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 194—HANDLING, USE, AND CONTROL OF EXPLOSIVES AND OTHER HAZARDOUS MATERIALS

229. The authority citation for 194 continues to read as follows:

Authority: 46 U.S.C. 2103, 2113, 3306; 49 U.S.C. App. 1804; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 194.05–3 [Amended]

230. In § 194.05–3(b), add “(G-MSO)” immediately following the word “Commandant”.

§ 194.05–7 [Amended]

231. In § 194.05–7(c)(1), remove the number “176.83” and add, in its place, the number “176.144”.

§ 194.10–35 [Amended]

232. In § 194.10–35(e), remove the number “176.150” and add, in its place, the number “176.137”.

PART 195—VESSEL CONTROL AND MISCELLANEOUS SYSTEMS AND EQUIPMENT

233. The authority citation for part 195 continues to read as follows:

Authority: 46 U.S.C. 2113, 3306; 49 U.S.C. App. 1804; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

§ 195.01–3 [Amended]

234. In § 195.01–3(b), under the entry for American Society for Testing and Materials, remove the words “1916 Race St., Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West Conshohocken, PA 19428–2959”.

PART 199—LIFESAVING APPLIANCES AND ARRANGEMENTS

235. The authority citation for part 199 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703; 46 CFR 1.46.

§ 199.05 [Amended]

236. In § 199.05(b), under the entry for American Society for Testing and Materials (ASTM), remove the words “1916 Race Street, Philadelphia, PA 19103” and add, in their place, the words “100 Barr Harbor Drive, West

Conshohocken, PA 19428–2959”; and under the entry for International Maritime Organization (IMO), add the words “Publications Section” immediately before the words “4 Albert Embankment” and remove the word “England” and add, in its place, the words “United Kingdom”.

Dated: September 19, 1997.

R.C. North,

Rear Admiral, U. S. Coast Guard, Assistant Commandant for Marine Safety and Environmental Protection.

[FR Doc. 97–25573 Filed 9–29–97; 8:45 am]

BILLING CODE 4910–14–P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 0 and 1

[DA 97–1994]

Commission Organization and Agency Practice and Procedure

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Federal Communications Commission is amending part 1 of the Commission's Rules to remove specific references which are either superseded by the Office of Government Ethics' regulations or which are rendered obsolete because there is no equivalent language in the revised statute. The Commission is also amending part 0 to correct an oversight in the functions of the Managing Director and authority delegated to the General Counsel to clarify that the Designated Agency Ethics Official is responsible for making determinations concerning waivers of section 4(b) of the Communications Act and the Federal conflict of interest statutes.

EFFECTIVE DATE: September 30, 1997.

FOR FURTHER INFORMATION CONTACT: Sharon B. Kelley, Office of General Counsel, (202) 418–1720.

SUPPLEMENTARY INFORMATION:

Adopted: September 15, 1997.

Released: September 16, 1997.

1. The rule changes below remove from part 1 of the Commission's rules on Commission Practice and Procedure specific references to 18 U.S.C. § 207 which are either superseded by the Office of Government Ethics' (OGE's) regulations found at 5 CFR 2641, or rendered obsolete because there is no equivalent language in revised 18 U.S.C. § 207.

2. There have been several significant amendments to 18 U.S.C. § 207. Under

the Ethics Reform Act of 1989, Public Law 101–194 (1989), sections 207 (g) and (j) were removed. A subsequent amendment to section 207(c)(2)(A)(ii) substituted “level 5 of the Senior Executive Service” for “level 5 of the Executive Schedule” and an amendment to section 207(j) provided an additional exception from the one-year bar found at 18 U.S.C. §§ 207 (c) and (d) for certain political activity by senior Federal employees. *OGE Reauthorization Act of 1996*, Public Law 104–179, §§ 5, 6 (1996). Because the references to section 207 contained in part 0 of the Commission's rules have been superseded by OGE regulations or made obsolete by subsequent changes to section 207, we are removing them herein.

3. In compliance with the OGE's new government-wide Standards of Ethical Conduct (5 CFR 2635), on July 20, 1994, the Commission adopted an *Order* delegating authority to the General Counsel to assume the responsibilities of serving as the Commission's Designated Agency Ethics Official (DAEO). 59 FR 39703 (August 4, 1994), 9 FCC Rcd. 3596 (1994); 5 CFR 2638.201–2638.202; 47 CFR 0.251(a). Although determinations concerning waivers of the applicability of section 4(b) of the Communications Act and the Federal conflict of interest statutes (*i.e.*, 18 U.S.C. §§ 203, 205 and 208) fall within the broad delegated authority given to the DAEO, *see* 5 CFR 2638.201, corresponding revisions were not made to the functions of the Office of the Managing Director and authority delegated to the General Counsel in part 0 of the Commission's rules. 47 CFR 0.11(a) (9) and 0.251. To correct this oversight, we are amending these sections to reflect that the DAEO is responsible for making determinations concerning waivers of section 4(b) of the Communications Act and the Federal conflict of interest statutes.

4. The revisions adopted in this *Order* apply to internal rules of agency personnel organization, management, practice and procedure for which notice and comment is not required. 5 U.S.C. §§ 553 (a)(2), (b)(3)(A) and (d).

5. Accordingly, effective upon publication in the **Federal Register**, parts 0 and 1 of the Commission's rules, as set forth below, pursuant to the authority contained in sections 4(i), 5(c) and 303(r) of the Communications Act, 47 U.S.C. §§ 154(i), 155(c) and 303(r), and section 0.231(b) of the Commission's regulations, 47 CFR 0.231(b).