

§ 920.16 [Amended]

3. Section 920.16 is amended by removing and reserving paragraphs (h), (i), (j), and (n).

[FR Doc. 98-12646 Filed 5-12-98; 8:45 am]

BILLING CODE 4310-05-M

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

[CGD07-98-013]

RIN 2115-AE46

Special Local Regulations; River Race Augusta, Augusta, GA

AGENCY: Coast Guard, DOT.

ACTION: Final Rule.

SUMMARY: The Coast Guard is establishing permanent special local regulations for the River Race Augusta, which will be held annually on the third Friday, Saturday and Sunday of May, between 7 a.m. and 5 p.m. Eastern Daylight Time (EDT) each day. Historically, there have been approximately sixty participants racing 16 to 18 foot outboard power boats on the Savannah River at Augusta, GA, between mile markers 199 and 197. These regulations are necessary to provide for the safety of life on navigable waters during the event, as the nature of the event and the closure of the Savannah River creates an extra or unusual hazard on the navigable waters.

DATES: These rules become effective May 13, 1998.

FOR FURTHER INFORMATION CONTACT: LTJG A.L. Cooper, Coast Guard Group Charleston at (803) 720-7748.

SUPPLEMENTARY INFORMATION:

Regulatory History

The Coast Guard published a Notice of Proposed Rulemaking (NPRM) in the **Federal Register** on March 24, 1998 (63 FR 14057). No comments were received during the comment period.

Background and Purpose

These regulations are intended to provide for the safety of life and to promote safe navigation on the waters off Augusta on the Savannah River during the River Race August, by controlling the traffic entering, exiting and traveling within these waters. The concentration of spectator and participant vessels associated with the River Race poses safety concerns, which are addressed in these special local

regulations. These regulations prohibit the entry of non-participating vessels in the area downstream from the U.S. Highway 1 Bridge on the Savannah River between mile markers 199 and 197, annually from 7 a.m. to 5 p.m. each day, on the third Friday, Saturday and Sunday of May. These regulations permit the movement of spectator vessels and other non-participants after the termination of the race each day, and during intervals between scheduled events.

In accordance with 5 U.S.C. 553, good cause exists for making these regulations effective in less than 30 days after **Federal Register** publication. Delaying its effective date would be impracticable, as there was not sufficient time remaining from the receipt of the permit request to allow for a comment period and a full 30 day effective date period after publication. Delaying the effective date would also be contrary to the public interest because the event would be held with no regulations in force, creating a safety hazard.

Regulatory Evaluation

This rule is not a significant regulatory action under Section 3(f) of the Executive Order 12866 and does not require an assessment of potential costs and benefits under Section 6(a)(3) of that Order. It has been exempted from review by the Office of Management and Budget under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full Regulatory Evaluation under paragraph 10(e) of the regulatory policies and procedures of DOT is unnecessary. These regulations will be in effect three days each year for only 10 hours each day.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.), the Coast Guard must consider whether this rule will have a significant economic impact on a substantial number of small entities. "Small entities" include small business, not-for-profit organizations that are independently owned and operated and are not dominant in their field, and government jurisdictions with populations of less than 50,000.

Therefore, the Coast Guard certifies under 5 U.S.C. 606(b) that this rule would not have a significant economic impact on a substantial number of small entities as the regulations would only be in effect for ten hours in a limited area

of the Savannah River for three days each year.

Collection of Information

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

Federalism

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.

Environmental Assessment

The Coast Guard has considered the environmental impact of this rule consistent with Section 2.B.2 of Commandant Instruction M16475.1C. In accordance with that section, this action has been environmentally assessed (EA completed) and the Coast Guard has concluded that it will not significantly affect that quality of the human environment. An Environmental Assessment and a Finding of No Significant Impact has been prepared and are available in the docket for inspection or copying.

List of Subjects in 33 CFR Part 100

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

Final Regulations

In consideration of the foregoing, the Coast Guard amends Part 100 of Title 33, Code of Federal Regulations as follows:

1. The authority citation for Part 100 continues to read as follows:

PART 100—[AMENDED]

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

2. A new § 100.732 is added to read as follows:

§ 100.732 Annual River Race Augusta; Savannah River, Augusta GA.

(a) *Definitions:* (1) *Regulated Area.* The regulated area is formed by a line drawn directly across the Savannah River at the U.S. Highway 1 Bridge at mile marker 199 and directly across the Savannah River at mile marker 197. The regulated area would encompass the width of the Savannah River between these two lines.

(2) *Coast Guard Patrol Commander.* The Coast Guard Patrol Commander is a commissioned, warrant, or petty officer of the Coast Guard who has been designated by the Commander, Coast

Guard Group Charleston, South Carolina.

(b) *Special Local Regulations.* (1) Entry into the regulated area is prohibited to all non-participants.

(2) After termination of the River Race Augusta each day, and during intervals between scheduled events, at the discretion of the Coast Guard Patrol Commander, all vessels may resume normal operations.

(3) The Captain of the Port Charleston will issue a Marine Safety Information Broadcast Notice to Mariners to notify the maritime community of the special local regulations and the restrictions imposed.

(c) *Dates.* These regulations become effective annually from 7 a.m. to 5 p.m. EDT each day, on the third Friday, Saturday and Sunday of May, unless otherwise specified in the notice to mariners.

Dated: May 1, 1998.

N.T. Saunders,

Rear Admiral, U.S. Coast Guard Commander, Seventh Coast Guard District.

[FR Doc. 98-12846 Filed 5-11-98; 12:35 pm]

BILLING CODE 4910-15-M

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 21

RIN 2900-A185

Veterans' Training: Time Limit for Submitting Certifications under the Service Members Occupational Conversion and Training Act

AGENCY: Department of Veterans Affairs.

ACTION: Final rule.

SUMMARY: This document amends the training assistance and training benefit regulations of the Department of Veterans Affairs (VA). It places deadlines for submitting the certifications needed for both periodic payments and lump-sum deferred-incentive payments under the Service Members Occupational Conversion and Training Act (SMOCTA). Since the Act has a sunset provision, all work for which payments are due has been completed. This final rule allows VA to close the administration of SMOCTA.

DATES: Effective Date: July 13, 1998.

FOR FURTHER INFORMATION CONTACT: William G. Susling, Jr., Education Adviser, Education Service, Veterans Benefits Administration, 202-273-7187.

SUPPLEMENTARY INFORMATION: In a document published in the **Federal Register** on November 10, 1997 (62 FR 60464), VA proposed to amend the

"Administration of Educational Assistance Programs" regulations that are set forth in 38 CFR 21.4001 *et seq.* VA proposed placing two-year deadlines for submitting the certifications required for both periodic payments and lump-sum deferred-incentive payments under the Service Members Occupational Conversion and Training Act (SMOCTA), 10 U.S.C. 1143 note.

Interested parties were given 60 days to submit comments. VA received no comments. Accordingly, based on the rationale set forth in the proposed rule document, we are adopting the provisions of the proposed rule as a final rule.

The Secretary of Veterans Affairs hereby certifies that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act, 5 U.S.C. 601-612. The final rule will affect some small entities. However, the effect of the final rule, requiring employers to submit certifications within two years of the end of SMOCTA training, would not impose any additional costs on the employer. Pursuant to 5 U.S.C. 605(b), this final rule, therefore, is exempt from the initial and final regulatory flexibility analyses requirements of sections 603 and 604.

No Catalog of Federal Domestic Assistance number has been assigned to the program affected by this final rule.

List of Subjects in 38 CFR Part 21

Administrative practice and procedure, Armed forces, Civil rights, Claims, Colleges and universities, Conflict of interests, Defense Department, Education, Employment, Grant programs—education, Grant programs—veterans, Health care, Loan programs—education, Loan programs—veterans, Manpower training programs, Reporting and recordkeeping requirements, Educational institutions, Travel and transportation expenses, Veterans, Vocational education, Vocational rehabilitation.

Approved: May 5, 1998.

Togo D. West, Jr.,
Acting Secretary.

For the reasons set forth in the preamble, 38 CFR part 21 (subpart F-3) is amended as set forth below.

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

Subpart F-3—Service Members Occupational Conversion and Training Program

1. The authority for part 21, subpart F-3 continues to read as follows:

Authority: 10 U.S.C. 1143 note; sec. 4481-4487, Pub. L. 102-484, 106 Stat. 2757-2769; sec. 610, Pub. L. 103-446, 108 Stat. 4673-4674, unless otherwise noted.

2. In § 21.4832, paragraphs (e)(3) and (e)(4) are added to read as follows:

§ 21.4832 Payments to employers.

* * * * *

(e) * * *

(3) VA will not release any periodic payments for training provided by an employer if VA receives the employer's certification for that training after September 30, 1999.

(4) VA will not release any lump sum deferred incentive payment if VA receives either the veteran's or employer's certification required for that payment after January 31, 2000.

(Authority: 106 Stat. 2762, Pub. L. 102-484, sec. 4487(b); 10 U.S.C. 1143, note)

[FR Doc. 98-12633 Filed 5-12-98; 8:45 am]

BILLING CODE 8320-01-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[NH31-1-7160a; FRL-6010-7]

Approval and Promulgation of Air Quality Implementation Plans; Reasonably Available Control Technology for Nitrogen Oxides for the State of New Hampshire

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule.

SUMMARY: EPA is approving a State Implementation Plan (SIP) revision submitted by the State of New Hampshire. This revision establishes and requires Reasonably Available Control Technology (RACT) at three stationary sources of nitrogen oxides (NO_x). The intended effect of this action is to approve source specific orders which require major stationary sources of NO_x to reduce their emissions in accordance with requirements of the Clean Air Act.

DATES: This rule is effective on July 13, 1998 without further notice unless the Agency receives relevant adverse comments by June 12, 1998. Should the