

## DEPARTMENT OF JUSTICE

## 28 CFR PART 16

[AAG/A Order No. 104-95]

**Exemption of Records System Under the Privacy Act; Extended Comment Period**

AGENCY: Department of Justice.

ACTION: Extension of time to comment on proposed rule.

**SUMMARY:** On April 21, 1995, the Department of Justice, Bureau of Prisons, proposed to exempt a Privacy Act system of records, the "Telephone Activity Record System (JUSTICE/BOP-011)," from subsections (c)(3) and (4), (d), (e)(2) and (3), (e)(5) and (8), (f) and (g) of the Privacy Act, 5 U.S.C. 552a(j)(2) and (k)(2). 60 FR 19871-2. The notice of proposed rulemaking provided for a comment period ending May 22, 1995. 60 FR 19871. In response to a request for an extension of the comment period, the Department of Justice is hereby extending the comment period for an additional 30 days, until June 26, 1995.

**DATE:** The comment period is extended to June 26, 1995.

**ADDRESS:** Address all comments to Patricia E. Neely, Staff Assistant, Systems Policy Staff, Justice Management Division, Department of Justice, Washington, DC 20530 (Room 850, WCTR Building).

**FOR FURTHER INFORMATION CONTACT:** Patricia E. Neely, (202-616-0178).

**SUPPLEMENTARY INFORMATION:** The Department of Justice provided a description of the "Telephone Activity Record System," JUSTICE/BOP-011," at 60 FR 19958-59 (April 21, 1995). In the notice section of today's **Federal Register**, the Department of Justice extends the time within which to comment on this system until June 26, 1995.

Dated: May 17, 1995.

**Stephen R. Colgate,**

*Assistant Attorney General for Administration*

[FR Doc. 95-12966 Filed 5-25-95; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

## Coast Guard

## 33 CFR Part 100

[CGD01-95-058]

**Special Local Regulations: Connecticut River Raft Race, Middletown, CT**

AGENCY: Coast Guard, DOT.

ACTION: Notice of proposed rulemaking.

**SUMMARY:** The Coast Guard proposes to amend the special local regulations governing the Connecticut River Raft Race. The regulated area would be moved upriver to coincide with a change in the race course. The effective date of the race also would be changed to the last Saturday in July or the first Saturday in August as published in an annual Local Notice to Mariners and **Federal Register** Notice. This regulation is necessary to control vessel traffic within the immediate vicinity of the event due to the confined nature of the waterway and anticipated congestion at the time of the event, thus providing for the safety of life and property on the affected navigable waterway.

**DATES:** Comments must be received on or before July 25, 1995.

**ADDRESSES:** Comments should be mailed to Commander (b), First Coast Guard District, Captain John Foster Williams Federal Building, 408 Atlantic Ave., Boston, Massachusetts 02110-3350. Comments also may be hand-delivered to room 428 at the same address between 8 a.m. and 4 p.m., Monday through Friday, except federal holidays.

**FOR FURTHER INFORMATION CONTACT:** LTJG Benjamin M. Algeo, Chief Boating Affairs Branch, First Coast Guard District, (617) 223-8311.

**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 names and addresses, identify this notice [CGD01-95-058], the specific section of the proposal to which each comment applies, and give reasons for each comment. The Coast Guard requests that all comments and attachments be submitted in an 8½" x 11" unbound format suitable for copying and electronic filing. If that is not practical, a second copy of any bound material is requested. Persons requesting acknowledgment of receipt of comments

should enclose a stamped, self-addressed postcard or envelope.

The Coast Guard will consider all comments received during the comment period. It may change this proposal in view of the comments. The Coast Guard plans no public hearing. Persons may request a public hearing by writing to Commander (b), First Coast Guard District at the address under **ADDRESSES**. The request should include reasons why a hearing would be beneficial. 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 notice are LTJG B. M. Algeo, Project Manager, Boating Affairs Branch and LCDR S. R. Watkins, Project Counsel, District Legal Office.

**Background and Purpose**

The Connecticut River Raft Race is in its twenty first year, and is a popular local event. A late decision was made by the race committee last year to move the race course upriver which necessitated temporarily amending the permanent regulation governing the race. Insufficient time was available before last year's race to publish a NPRM and permanently change the regulated area, therefore a permanent change is being proposed this year. This event will include up to 60 homemade rafts and is expected to draw up to 100 spectator craft. The Coast Guard expects no significant difference in the race from years past.

**Discussion of Proposed Amendments**

The Coast Guard proposes to permanently amend the special local regulation found in 33 CFR 100.102 governing the Connecticut River Raft Race. The existing regulation provides for a regulated area between the Salmon River (Marker no. 48) and Middle Haddam (Marker no. 72) and an effective period of the first Saturday in August between 9 a.m. until 2 p.m. The event sponsors have moved the race course a short distance upriver to facilitate spectator control on the shore. The race course and regulated areas will now consist of that portion of the Connecticut River between Marker nos. 92 and 73, Middletown, CT. The sponsor has also indicated the intention to hold future events on the last Saturday in July or first Saturday in August.

Because the race course coincides with a marked channel, vessel traffic will be temporarily restricted to provide for the safety of the participants. Little

commercial traffic is known to transit the area; however, sufficient notice will be provided for any affected party to alter plans with minimal impact.

### Regulatory Evaluation

This proposal 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 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 proposal to be so minimal that a full Regulatory Evaluation, under paragraph 10e of the regulatory policies and procedures of DOT, is unnecessary. Commercial traffic on the affected portion of the Connecticut River is infrequent. The race is popular and is anticipated to draw business to the local merchants. Local commercial entities have been notified of the race schedule.

### Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard must consider whether this proposal will have a significant economic impact on a substantial number of small entities. "Small entities" include independently owned and operated small businesses that are not dominant in their fields and that otherwise qualify as "small business concerns" under section 3 of the Small Business Act (15 U.S.C. 632).

For reasons set forth in the above Regulatory Evaluation, the Coast Guard certifies under 5 U.S.C. 605(b) that this proposal, if adopted, will not have a significant economic impact on a substantial number of small entities.

### Collection of Information

This proposal 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 proposal in accordance with the principles and criteria contained in Executive Order 12612, and has determined that this proposal does not raise sufficient federalism implications to warrant the preparation of a Federalism Assessment.

### Environment

The Coast Guard has considered the environmental impact of this proposal

and in accordance with paragraph 2.B.2.e(35)(e) of Commandant Instruction M16475.1B, the event is deemed to be categorically excluded from further environmental documentation.

### List of Subjects in 33 CFR Part 100

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

For the reasons set out in the preamble, the Coast Guard proposes to revise 33 CFR part 100 as follows:

### PART 100—[AMENDED]

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

**Authority:** 33 USC 1233; 49 CFR 1.46 and 33 CFR 100.35.

2. Section 100.102 is revised to read as follows:

#### § 100.102 Connecticut River Raft Race, Middletown, Ct.

(a) *Regulated area.* That section of the Connecticut River between Dart Island (Marker no. 73) and Portland Shoals (Marker no. 92), Middletown, CT.

(b) *Effective period.* This section will be effective from 9 a.m. to 2 p.m. annually on the last Saturday in July or the first Saturday in August, or as otherwise published in the annual, pre-event Coast Guard Local Notice to Mariners and Federal Register Notice.

#### (c) *Special Local Regulations.*

(1) The regulated area shall be closed to all vessels in excess of 20 meters (65.6 feet) in length during the effective period.

(2) All persons or vessels not registered with the sponsor as participants or not part of the regatta patrol are considered spectators.

(3) All spectator vessels shall be moored or anchored prior to the start of the event in such a way as to not interfere with the passage of the race participants. They shall remain anchored or moored until the end of the race or until directed by a patrol vessel.

(4) All persons and vessels shall comply with the instructions of U.S. Coast Guard patrol personnel. U.S. Coast Guard patrol personnel include commissioned, warrant, and petty officers of the Coast Guard. Upon hearing five or more blasts from a U.S. Coast Guard vessel, the operator of a vessel shall stop immediately and proceed as directed. Members of the Coast Guard Auxiliary may be present to inform vessel operators of this regulation and other applicable laws.

(5) For any violation of this section, the following maximum penalties are authorized by law:

(i) \$500 for any person in charge of the navigation of a vessel.

(ii) \$500 for the owner of the vessel actually on board.

(iii) \$250 for any other person.

(iv) Suspension or revocation of a license for a licensed officer.

May 15, 1995.

**J.L. Linnon,**

*Rear Admiral, U.S. Coast Guard, Commander, First Coast Guard District.*

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## DEPARTMENT OF COMMERCE

### Patent and Trademark Office

#### 37 CFR Parts 1, 2, and 7

[Docket No. 950501124-5124-01]

RIN 0651-AA74

### Revision of Patent and Trademark Fees

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

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Patent and Trademark Office (PTO) proposes to amend the rules of practice in patent and trademark cases, Parts 1, 2 and 7 of title 37, Code of Federal Regulations, to adjust certain patent and trademark fee amounts to reflect fluctuations in the Consumer Price Index (CPI) and to recover costs of operation, and to amend the requirements for recording an assignment to apply to documents forwarded for recording on the Government Register. This notice also includes information relating to the availability of patent and trademark information products provided by the PTO.

**DATES:** Written comments must be submitted on or before June 29, 1995; a public hearing will be held on June 29, 1995, at 9 a.m. Requests to present oral testimony should be received on or before June 28, 1995.

**ADDRESSES:** Address written comments and requests to present oral testimony to the Commissioner of Patents and Trademarks, Washington, DC 20231, Attention: Robert Kopson, suite 507, Crystal Park 1, or by fax to (703) 305-8525. The hearing will be held in suite 912 of Crystal Park 2, located at 2121 Crystal Drive, Arlington, Virginia. Written comments and a transcript of the hearing will be available for public inspection in suite 507 of Crystal Park 1, located at 2011 Crystal Drive, Arlington, Virginia.