

Substances	Limitations
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5,7-bis(1,1-dimethylethyl)-3-hydroxy-2(3H)-benzofuranone, reaction products with <i>o</i> -xylene (CAS Reg. No. 181314-48-7).	<p>For use only:</p> <ol style="list-style-type: none"> At levels not to exceed 0.1 percent by weight of olefin polymers complying with § 177.1520(c) of this chapter. The finished polymers may only be used in contact with food of the types identified in § 176.170(c) of this chapter, Table 1, under Categories I, II, IV-B, VI-A, VI-B, VII-B, and VIII, and under conditions of use B through H described in Table 2 of § 176.170(c) of this chapter. At levels not to exceed 0.02 percent by weight of propylene polymers and copolymers complying with § 177.1520(c) of this chapter, items 1.1, 1.2, 3.1a, 3.2a, 3.2b, 3.4, or 3.5, and ethylene polymers and copolymers complying with § 177.1520(c) of this chapter, items 2.1, 2.2, 2.3, 3.1a, 3.1b, 3.2a, or 3.6 (where the density of each of these polymers is at least 0.94 gram per cubic centimeter), or 5. The finished polymers may only be used in contact with food of the types identified in § 176.170(c) of this chapter, Table 1, under Categories III, IV-A, V, VI-C, VII-A, and IX, and under conditions of use B through H described in Table 2 of § 176.170(c) of this chapter; provided that the finished food-contact articles have a volume of at least 18.9 liters (5 gallons). At levels not to exceed 0.02 percent by weight of ethylene polymers and copolymers complying with § 177.1520(c) of this chapter, items 2.1, 2.2, 2.3, 3.1a, 3.1b, 3.2a, 3.4, 3.5, or 3.6 (where the density of each of these polymers is less than 0.94 gram per cubic centimeter). The finished polymers may only be used in contact with food of the types identified in § 176.170(c) of this chapter, Table 1, under Categories III, IV-A, V, VI-C, VII-A, and IX, and under conditions of use B through H described in Table 2 of § 176.170(c) of this chapter; provided that the average thickness of such polymers in the form in which they contact food shall not exceed 50 micrometers (0.002 inch).
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Dated: May 11, 1998.

L. Robert Lake,

Director, Office of Policy, Planning and Strategic Initiatives, Center for Food Safety and Applied Nutrition.

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[COTP San Diego; 98-011]

RIN 2115-AA97

Safety Zone; Oceanside, CA

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone in the navigable waters of the Pacific Ocean adjacent to Oceanside, California, for the 2nd Annual Oceanside Grand Prix Powerboat Race on 31 May 1998. The race zone will encompass the water from the Oceanside harbor entrance and the southerly city limits of Oceanside,

approximately .5 miles from the shoreline and running approximately parallel thereto, in an area more particularly described as follows: beginning at a point located at latitude 33°09'87" N, longitude 117°22'81" W; thence northeast to a point located at latitude 33°10'14" N, longitude 117°22'33" W; thence northwest to a point located at latitude 33°11'49" N, longitude 117°23'36" W; thence north to a point located at latitude 33°11'64" N, longitude 117°23'36" W; thence southeast to the point of the beginning.

This safety zone is established to protect the lives and property of the race participants and spectators by establishing an exclusionary zone around the race course. Entry into, transit through, or anchoring within this zone is prohibited unless authorized by the Captain of the Port.

EFFECTIVE DATES: This regulation becomes effective at 1:30 p.m. (DST) on May 31, 1998, and continues until 2:45 p.m. (DST) on May 31, 1998, unless cancelled earlier by the Captain of the Port.

ADDRESSES: Marine Safety Office San Diego, 2716 N. Harbor Drive, San Diego, CA 92101-1064.

FOR FURTHER INFORMATION CONTACT: LT Mike Arguelles, U.S. Coast Guard Marine Safety Office San Diego at (619) 683-6484.

SUPPLEMENTARY INFORMATION: In accordance with 5 U.S.C. 553, a notice of proposed rulemaking was not published for this regulation and good cause exists for making it effective in less than 30 days after Federal Register publication. Publication of a notice of proposed rulemaking and delay of its effective date would be contrary to the public interest since immediate action is necessary to ensure the safety of vessels operating in the area of the race. The safety zone boundaries and 2nd Annual Oceanside Grand Prix arrangements were not finalized until a date fewer than 30 days prior to the event date. Following normal rulemaking procedures in this case would be impracticable.

Drafting Information

The drafters of this regulation are Lieutenant Mike Arguelles, Project Officer, U.S. Coast Guard Marine Safety Office San Diego, and LTJG Derek A. D'Orazio, Project Attorney, Maintenance

and Logistics Command Pacific Legal Office.

Discussion of Regulation

This regulation is necessary to protect the lives and property of the race participants and spectators by establishing an exclusionary zone around the 2nd Annual Oceanside Grand Prix. During race times, vessels will be traveling at high rates of speed which will hinder their reaction time to obstacles. This safety zone will be marked by the sponsor, and enforced by U.S. Coast Guard personnel with the assistance of the Oceanside Harbor Police. Persons and vessels are prohibited from entering into, transiting through, or anchoring within the safety zone unless authorized by the Captain of the Port.

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 for 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 (44 FR 11040; February 26, 1979). Due to the short duration and limited scope of the safety zone the Coast Guard expects the economic impact of this proposal to be so minimal that a full Regulatory Evaluation under paragraph 10(e) of the regulatory policies and procedures of Department of Transportation is unnecessary.

Collection of Information

This regulation 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 regulation under the principles and criteria contained in Executive Order 12612, and has determined that this regulation 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 regulation and concluded that under figure 2-1, paragraph 34(g), of Commandant Instruction M16475.1C as revised in 59 FR 38654, July 29, 1994, it will have no significant environmental impact and it is categorically excluded from further environmental documentation. A Categorical Exclusion Determination

and Environmental Analysis Checklist will be available for inspection and copying in the docket to be maintained at the address listed in ADDRESSES.

List of Subjects in 33 CFR Part 165

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

Regulation

In consideration of the foregoing, Subpart F of Part 165 of Title 33, Code of Federal Regulations, is amended as follows:

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

1. The authority citation for 33 CFR part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 160.5; 49 CFR 1.46.

2. A new section 165.T11-033 is added to read as follows:

§ 165.T11-033 Safety Zone: Oceanside, CA

(a) *Location.* The following area constitutes a safety zone in the navigable waters in the vicinity of Oceanside, CA: beginning at a point located at latitude 33°09'87" N, longitude 117°22'81" W; thence northeast to a point located at latitude 33°10'14" N, longitude 117°22'33" W; thence northwest to a point located at latitude 33°11'49" N, longitude 117°23'36" W; thence north to a point located at latitude 33°11'64" N, longitude 117°23'36" W; thence southeast to the point of the beginning.

(b) *Effective Dates.* This section becomes effective at 1:30 a.m. (DST) on May 31, 1998, and continues until 2:45 p.m. (DST) on May 31, 1998, unless cancelled earlier by the Captain of the Port.

(c) *Regulations.* In accordance with the general regulations in § 165.23 of this part, entry into, transit through, or anchoring within this zone is prohibited unless authorized by the Captain of the Port.

Dated: 30 April 1998.

J. A. Watson,

Commander, U.S. Coast Guard, Captain of the Port, San Diego, California.

[FR Doc. 98-14162 Filed 5-27-98; 8:45 am]

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LIBRARY OF CONGRESS

Copyright Office

37 CFR Parts 201, 202, 203, 204 and 211

[Docket No. 98-2A]

Fees

AGENCY: Copyright Office, Library of Congress.

ACTION: Final regulations.

SUMMARY: The Copyright Office is issuing final regulations for fees it charges for special services. The Office is initiating new fees and amending other existing fees based on the actual costs to the Office of providing such services. The Office is establishing these fees so it can more nearly recover the costs of providing these services to the public.

EFFECTIVE DATE: July 1, 1998.

FOR FURTHER INFORMATION CONTACT:

Marilyn J. Kretsinger, Assistant General Counsel, or Patricia L. Sinn, Senior Attorney, Copyright GC/I&R, P.O. Box 70400, Southwest Station, Washington, D.C. 20024. Telephone: (202) 707-8380. Fax: (202) 707-8366.

SUPPLEMENTARY INFORMATION:

I. Background

Section 708 of title 17, United States Code, authorizes the Register of Copyrights to charge fees for services the Copyright Office provides as described in section 708(a)(1)-(9), such as registration, recordation, and certification. Nonspecified fees, called "special," or "discretionary" fees, are addressed in section 708(a)(10). This section authorizes an assessment for "any other special services requiring a substantial amount of time or expense, such fees as the Register of Copyrights may fix on the basis of the cost of providing the service." *Id.*

Examples of such services include special handling, full term storage of deposits, and provision of services on an expedited basis. The Office last increased fees in 1994 to reflect costs of performing certain services. See 58 FR 38369 (July 28, 1994).

On April 1, 1998, the Office published a Notice of Proposed Rulemaking (NOPR) seeking public comments on amendments to existing fees and establishing new fees for certain services. See 63 FR 15802 (April 1, 1998). As described in the NOPR the Office completed a comprehensive economic analysis of the operating costs involved in providing special services to users to determine whether or not these fees should be adjusted. Using its own