

2. Section 925.15 is amended in the table by adding a new entry in

chronological order by "Date of final publication" to read as follows:

**§ 925.15 Approval of Missouri regulatory program amendments.**  
\* \* \* \* \*

Original amendment submission date	Date of final publication	Citation/description
* * * * *	* * * * *	* * * * *
June 4, 1999 .....	10-28-99 .....	10 CSR 40-7.021(1)(B)2.....

**§ 925.16 [Amended]**

3. Section 925.16 is amended by removing and reserving paragraphs (p)(7), (p)(8), and (p)(15).

[FR Doc. 99-28230 Filed 10-27-99; 8:45 am]

BILLING CODE 4310-05-P

**DEPARTMENT OF TRANSPORTATION**

**Coast Guard**

**33 CFR Part 165**

[COTP New Orleans, LA Regulation 99-027]

**Safety Zone; Mile 94.0 to Mile 96.0, Lower Mississippi River, Above Head of Passes**

RIN 2115-AA97

AGENCY: Coast Guard, DOT.

ACTION: Temporary rule.

**SUMMARY:** The Coast Guard is establishing a temporary safety zone from mile 94.0 to mile 96.0, Lower Mississippi River, extending the entire width of the river. The safety zone will protect vessels transiting the area from a hazardous condition associated with a fireworks display in the vicinity of Algiers Point. Entry into this zone is prohibited to all vessels unless authorized by the Captain of the Port. Vessels desiring authorization to enter this safety zone must request permission from the Coast Guard Traffic Light Operator at the Governor Nicholls Traffic Light VHF-FM Channel 67. Authorization to enter this safety zone will only be granted during emergency situations that affect the safety of the vessel or the safety of the port. The safety zone will ensure the safety of human life and property.

**EFFECTIVE DATES:** This temporary rule is effective on October 28, 1999, from 9:45 p.m. until October 28, 1999, ending at 10:30 p.m.

**FOR FURTHER INFORMATION CONTACT:** COTP New Orleans representative, LT(jg) Kevin Lynn at (504) 589-4221.

**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 less than 30 days after **Federal Register** publication. Publishing an NPRM and delaying its effective date would be contrary to public interest since immediate action is needed to respond to the potential hazards to local marine traffic involved.

**Background and Purpose**

The hazardous condition requiring this regulation is a result of a fireworks display on the Mississippi River between mile 94.0 and mile 96.0. A safety zone is needed to protect vessels transiting the area. Entry into this zone is prohibited to all tankships and tankbarges unless authorized by the Captain of the Port. This regulation is issued pursuant to 33 U.S.C. 1231 as set out in the authority citation for all of Part 165.

**Regulatory Evaluation**

This temporary rule is not a significant regulatory evaluation under Executive Order 12866 and is not significant under the "Department of Transportation Regulatory Policies and Procedures" (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 is unnecessary. This regulation will only be in effect for a short period of time, and the impacts on routine navigation are expected to be minimal.

**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 it does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

**Environment**

The Coast Guard considered the environmental impact of this proposal and concluded that under section 2-1, paragraph (34)(g) of Commandant

Instruction M16475.1C, this proposal is categorically excluded from further environmental documentation.

**Small Entities**

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard must consider whether this regulation 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 field and that otherwise qualify as "small business concerns" under section 3 of the Small Business Act (15 U.S.C. 632). Since the impact of this regulation on non-participating small entities is expected to be minimal, the Coast Guard certifies under 5 U.S.C. 605(b) that this regulation will not have a significant economic impact on a substantial number of small entities. This regulation will only be in effect for several hours and the impacts on small entities are expected to be minimal.

**List of Subjects in 33 CFR Part 165**

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

**Regulation**

In consideration of the foregoing, subpart F of part 165 of Chapter 33, Code of Federal Regulations, is amended as follows:

**PART 165—[AMENDED]**

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

**Authority:** 33 U.S.C. 1225 and 1231; 50 U.S.C. 191; and 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 1605; 49 CFR 1.46

2. A new § 165.T08-041 is added to read as follows:

**§ 165.T08-041 Safety Zone**

(a) *Location.* The following area is a safety zone: The waters of the Lower Mississippi River from mile 94.0 to mile 96.0, in the vicinity of Algiers Point, extending the entire width of the river.

(b) *Effective date.* This section will become effective on October 28, 1999 at 9:45 p.m. It will terminate on October

28, 1999, at 10:30 p.m., unless sooner terminated by the Captain of the Port. The Captain of the Port will notify the public of changes in the status of this zone by Marine Radio Safety Broadcasts on VHF Marine Band Radio, Channel 22 (157.1 MHz).

(c) *Regulations.*

In accordance with the general regulations in § 165.23, entry into this zone by any vessel is prohibited unless authorized by the Captain of the Port New Orleans.

Dated: October 7, 1999.

**S.W. Rochon,**

*Captain, U.S. Coast Guard, Captain of the Port.*

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## POSTAL RATE COMMISSION

### 39 CFR Part 3003

[Order No. 1269; Docket No. RM99-4]

#### Privacy Act; Implementation

**AGENCY:** Postal Rate Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission is adopting previously-proposed revisions to its rules of practice implementing the Privacy Act of 1974. The substantive changes conform the rules to prevailing law. Editorial changes improve clarity.

**DATES:** Effective November 29, 1999.

**ADDRESSES:** Send correspondence regarding this document to the attention of Margaret P. Crenshaw, Secretary, Postal Rate Commission, 1333 H Street NW., Washington, DC 20268-0001.

**FOR FURTHER INFORMATION CONTACT:** Stephen L. Sharfman, General Counsel, Postal Rate Commission, 1333 H Street NW., Suite 300, Washington, DC 20268-0001, 202-789-6820.

**SUPPLEMENTARY INFORMATION:** In Order No. 1256 (published at 64 FR 49120 on September 10, 1999), the Commission proposed revisions to its rules implementing the Privacy Act of 1974 (39 CFR part 3003). The proposed revisions clarified application of the rules and shortened and simplified the text. The Commission invited comments on its proposal, but no comments were received.

The Commission has reviewed its initial proposal, and has determined that adoption of the revisions as previously published is appropriate. Part I explains the changes. Part II summarizes the effect of the changes on organization of the rules. Part III sets out the final rules.

#### Part I—Background

The Commission's rules implementing the Privacy Act have been amended only in minor respects since their original adoption shortly after the passage of the Act in 1974. The current rules have operated adequately, but it is apparent on review that they are capable of both substantive and editorial improvement. Accordingly, the Commission adopts a redrafted set of rules to replace those currently contained in part 3003.

The substantive changes in the final rule conform them more closely to prevailing standards of Privacy Act administration without altering the rights of individuals or the obligations of the Commission under the Act. The special procedure for access to medical records contained in current § 3003.6, under which access to such records is contingent on the judgment of the Commission's chief administrative officer, is eliminated in favor of the general access provision in § 3003.4. Section 3003.2 eliminates some unnecessary definitions, links others to the text of the Privacy Act, and rewords other definitions slightly for the sake of clarity. Also for clarification, § 3003.1 adds a statement indicating that the Commission's Privacy Act rules are not intended either to broaden or narrow the scope of an individual's rights afforded by the Act.

The final rules alter the substance of the current rules pertaining to requests for individual records and appeals of denials only in minor ways, but they appreciably shorten and simplify the provisions. Language that does not relate directly to the exercise of rights by individuals under the Privacy Act, and thus is unnecessary, is not included in the final rules. Additionally, the language of the current rules is generally simplified and shortened without affecting individuals' exercise of their rights or the Commission's performance of its obligations under the Privacy Act.

#### Part II—Effect on Organization of the Commission's Rules

The set of revisions adopted here operate as a complete replacement for the existing rules.

#### Part III—Final Rule

The text of the final rule appears below.

Dated: October 22, 1999.

**Margaret P. Crenshaw,**  
*Secretary.*

#### List of Subjects in 39 CFR Part 3003

Administrative practice and procedure; Archives and records;

Privacy; Reporting and recordkeeping requirements.

For the reasons discussed in the preamble, 39 CFR part 3003 is revised as follows:

#### PART 3003—PRIVACY ACT RULES

Sec.

3003.1 Purpose and scope.

3003.2 Definitions.

3003.3 Procedures for requesting inspection, copying, or correction.

3003.4 Response to a request.

3003.5 Appeals of denials of access or amendment.

3003.6 Fees.

3003.7 Exemptions.

**Authority:** Privacy Act of 1974 (Pub. L. 93-579), 5 U.S.C. 552a.

##### § 3003.1 Purpose and scope.

This part implements the Privacy Act of 1974 (5 U.S.C. 552a) by establishing Commission policies and procedures that permit individuals to obtain access to and request amendment of information about themselves that is maintained in systems of records. This part does not expand or restrict any rights granted under the Privacy Act of 1974.

##### § 3003.2 Definitions.

For purposes of this part:

(a) *Commission* means the Postal Rate Commission.

(b) *Individual, record, and system of records* have the meanings specified in 5 U.S.C. 552a(a).

(c) *Day* means a calendar day and does not include Saturdays, Sundays, and legal holidays.

##### § 3003.3 Procedures for requesting inspection, copying, or correction.

(a) An individual who—

(1) Wishes to know whether a Commission system of records contains a record about him or her,

(2) Seeks access to a Commission record about him or her that is maintained in a system of records (including the accounting of disclosures), or

(3) Seeks to amend a record about him or her that is maintained in a system of records, may file a written request with the chief administrative officer of the Commission at the Commission's current address (1333 H Street NW., Suite 300, Washington, DC 20268-0001). The request should state on the outside of the envelope and in the request that it is a Privacy Act request.

(b) A request for amendment must describe the information sought to be amended and the specific reasons for the amendment.

(c) A requester—