

Civil Justice Reform

This proposed rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

Protection of Children

We have analyzed this proposed rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This proposed rule is not an economically significant rule and does not create an environmental risk to health or risk to safety that may disproportionately affect children.

Environment

We considered the environmental impact of this proposed rule and concluded that, under figure 2-1, paragraph (32)(e) of Commandant Instruction M16475.1D, this proposed rule is categorically excluded from further environmental documentation.

Indian Tribal Governments

This proposed rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it does not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

Energy Effects

We have analyzed this proposed rule under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use. We have determined that it is not a “significant energy action” under that order because it is not a “significant regulatory action” under Executive Order 12866 and is not likely to have a significant adverse effect on the supply, distribution, or use of energy. It has not been designated by the Administrator of the Office of Information and Regulatory Affairs as a significant energy action. Therefore, it does not require a Statement of Energy Effects under Executive Order 13211.

List of Subjects in 33 CFR Part 117

Bridges.

For the reasons discussed in the preamble, the Coast Guard proposes to amend 33 CFR part 117 as follows:

PART 117—DRAWBRIDGE OPERATION REGULATIONS

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

Authority: 33 U.S.C. 499; 49 CFR 1.46; 33 CFR 1.05-1(g); Section 117.255 also issued under authority of Pub. L. 102-587, 106 Stat. 5039.

2. Section 117.261(ss) is added to read as follows:

§ 117.261 Atlantic Intracoastal Waterway from St. Marys River to Key Largo.

* * * * *

(ss) *Coronado Beach bridge (SR 44), mile 845, New Smyrna Beach, Florida.* The Coronado Beach bridge (SR 44), mile 845, shall open on signal, except that from 7 a.m. until 7 p.m. each day of the week, the draw need only open on the hour, twenty minutes past the hour and forty minutes past the hour.

Dated: July 24, 2002.

James S. Carmichael,

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

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 155

[USCG-1998-3417]

RIN 2115-AF60

Salvage and Marine Firefighting Requirements; Vessel Response Plans for Oil

AGENCY: Coast Guard, DOT.

ACTION: Proposed rulemaking; notice of public meeting; notice of extension of comment period.

SUMMARY: The Coast Guard is announcing a public meeting to discuss its previously published notice of proposed rulemaking (NPRM) titled “Salvage and Marine Firefighting Requirements; Vessel Response Plans for Oil” (67 FR 40254). The Coast Guard is also announcing the extension of the comment period for the NPRM, and updating the point-of-contact for this rulemaking project.

DATES: Comments must reach the Coast Guard on or before October 18, 2002. The public meeting will be held in Louisville, KY, on September 26, 2002. The meeting may conclude before the allotted time if all matters of discussion have been addressed.

ADDRESSES: The public meeting will be held at the following location:

Louisville, KY—The Galt House Hotel (West Tower), Court Room (2nd Floor), 140 North Fourth Avenue, Louisville, KY, 40202.

Please submit your comments and related material(s) by any one of the following methods (choose only one method of delivery in order to avoid multiple listings in the public docket):

- By mail to the Docket Management Facility [USCG-1998-3417], U.S. Department of Transportation, room PL-401, 400 Seventh Street SW, Washington, DC 20590-0001;

- By delivery to room PL-401 on the Plaza level of the Nassif Building, 400 Seventh Street SW, Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays;

- By fax to the Docket Management Facility at 202-493-2251; or

- Electronically through the website for the Docket Management System at <http://dms.dot.gov>.

FOR FURTHER INFORMATION CONTACT: If you have questions concerning this proposed rulemaking, please contact Lieutenant Commander Paul Albertson, Office of Response, Response Operations Division, Coast Guard Headquarters, at 202-267-0423, or via e-mail at PAlbertson@comdt.uscg.mil. If you have questions on viewing or submitting material(s) to the docket, please call Ms. Dorothy Beard, Chief, Dockets, Department of Transportation, at 202-366-5149.

SUPPLEMENTARY INFORMATION:

Request for Comments

We encourage you to participate in this rulemaking by submitting comments and related material(s). If you do so, please include your name and address, identify the docket number for this rulemaking [USCG-1998-3417], indicate the specific section of this document to which each comment applies, and give the reason for each comment. Please submit all comments and related material(s) in an unbound format, no larger than 8½ by 11 inches, suitable for copying. If you would like to receive confirmation that your submission reached us, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material(s) received during the comment period.

Regulatory History

A notice of proposed rulemaking (NPRM) was published in the **Federal Register** on May 10, 2002 (67 FR 31868), entitled “Salvage and Marine Firefighting Requirements; Vessel Response Plans for Oil.” Subsequent to that publication, the Coast Guard

published a notice of public meeting in the **Federal Register** on June 12, 2002 (67 FR 40254).

In response to the NPRM, the Coast Guard received requests to extend the comment period, which would provide the public with additional time to submit their comments. Independent of these requests, the Coast Guard determined that an additional public meeting was necessary in order to allow for greater public involvement. We are extending the comment period to accommodate the date of this fourth meeting, and to provide additional time as requested in response to the NPRM.

Please do not resubmit comments that have already been submitted to this docket. The NPRM and comments already received may be viewed at <http://dms.dot.gov>.

Background and Purpose

In the NPRM, we proposed to revise the vessel response plan salvage and marine firefighting requirements for tank vessels transporting oil. The revisions would clarify the salvage and marine firefighting services that must be identified in vessel response plans. The proposed changes would insure that the appropriate salvage and marine firefighting resources are identified and available for responding to incidents up to, and including, the worst-case scenario. The proposed rulemaking would also set new response time requirements for each of the required salvage and marine firefighting services.

Public Meeting

The Coast Guard will hold an additional public meeting regarding this

proposed rulemaking on the following date and at the following location:

Louisville, KY, September 26, 2002, from 9:30 a.m. to 4 p.m., at The Galt House Hotel (West Tower), Court Room (2nd Floor), 140 North Fourth Avenue, Louisville, KY, 40202.

The meeting may conclude before the allotted time if all matters of discussion have been addressed.

A summary of comments made and a list of attendees will be available on the docket after the meeting concludes.

Dated: August 2, 2002.

Joseph J. Angelo,

Director of Standards, Marine Safety, Security & Environmental Protection.

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