

DEPARTMENT OF TRANSPORTATION**Coast Guard****33 CFR Part 100, 117 and 165**

[USCG-2002-13238]

Safety Zones, Security Zones, Drawbridge Operation Regulations and Special Local Regulations**AGENCY:** Coast Guard, DOT.**ACTION:** Notice of temporary rules issued; correction.

SUMMARY: This document corrects a notice of temporary rules issued published in the **Federal Register** on July 30, 2002, collecting those temporary rules issued by the Coast Guard for which timely publication in the **Federal Register** was not possible. That document contained an inaccurate docket number. The correct docket number appears in the heading of this document.

FOR FURTHER INFORMATION CONTACT:
LTJG Sean Fahey, Office of Regulations and Administrative Law, at (202) 267-2830.

SUPPLEMENTARY INFORMATION:**Correction**

The heading of the notice of temporary rules issued published July 30, 2002, on page 49236 of the **Federal Register**, contained an incorrect docket number, USCG-2002-11544. The correct docket number is USCG-2002-13238. To advise the public of this error, we are publishing this notice of correction.

Correction of Publication

Accordingly, the notice of temporary rules issued published July 30, 2002, FR Doc. 02-19135, [docket number USCG-2002-11544], is corrected as follows: On page 49236, in the heading, "USCG-2002-11544" is corrected to read "USCG-2002-13238".

Dated: August 27, 2002.

S.G. Venkus,

Chief, Office of Regulations and Administrative Law, United States Coast Guard.

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DEPARTMENT OF TRANSPORTATION**Coast Guard****33 CFR Part 165**

[CGD01-02-065]

RIN 2115-AA97

Safety and Security Zones; High Interest Vessel Transits, Narragansett Bay, Providence River, and Taunton River, RI**AGENCY:** Coast Guard, DOT.**ACTION:** Final rule.

SUMMARY: The Coast Guard is establishing permanent safety and security zones around high interest vessels (HIVs) while those vessels are operating within Rhode Island Sound, Narragansett Bay, and the Providence and Taunton Rivers. This rule also establishes safety and security zones around HIVs and adjacent land areas while HIVs are moored at waterfront facilities in the Providence Captain of the Port zone. The safety and security zones are needed to safeguard the public, high interest vessels and their crews, other vessels and their crews, and the Port of Providence, Rhode Island from sabotage or other subversive acts, accidents, or other causes of a similar nature.

DATES: This rule is effective September 15, 2002.

ADDRESSES: Comments and material received from the public, as well as documents indicated in the preamble as being available in the docket, are part of docket CGD01-02-065 and are available for inspection or copying at U.S. Coast Guard Marine Safety Office Providence, 20 Risho Avenue, E. Providence, RI, between 8 a.m. and 4 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: LT David C. Barata at Marine Safety Office Providence, (401) 435-2345.

SUPPLEMENTARY INFORMATION:**Regulatory Information**

On December 12, 2001, we published a temporary final rule (TFR) entitled "Safety And Security Zones: High Interest Vessel Transits, Narragansett Bay, Providence River, and Taunton River, RI" in the **Federal Register** (66 FR 64144-64146). The effective period for this rule was from October 6, 2001, until June 15, 2002. The original TFR was urgently required to prevent possible terrorist strikes against high interest vessels (HIVs) within and adjacent to Rhode Island Sound, Narragansett Bay, and the Providence and Taunton Rivers.

It was anticipated that we would assess the security environment at the end of the effective period to determine whether continuing security precautions were required and, if so, to propose regulations responsive to existing conditions. We determined the need for continued security regulations existed and issued a change to the effective period in the **Federal Register** (67 FR 35035, May 17, 2002). The Coast Guard used the extended effective period of the TFR to engage in notice and comment rulemaking to develop permanent regulations tailored to the present and foreseeable security environment within the COTP Providence Zone.

On June 20, 2002, the Coast Guard published a notice of proposed rulemaking (NPRM) to propose to make permanent the temporary safety and security zones created and then extended by TFRs (66 FR 64144, December 12, 2001, and 67 FR 35035, May 17, 2002). The last date for submitting comments and related materials on the proposed permanent rule was August 5, 2002.

We received no letters commenting on the proposed rule. No public hearing was requested, and none was held. This final rule makes effective the safety and security measures that have been in place on a temporary basis since October 2001.

Under 5 U.S.C. 553(d)(3), the Coast Guard finds that good cause exists for making this rule effective less than 30 days after publication in the **Federal Register**. Any delay in the effective date of this regulation would be contrary to the public interest since prompt action is needed to ensure the continued security of HIV transits, the port, facilities, and the maritime community. The temporary rule issued on October 6, 2001, for security of HIVs (66 FR 64144), will be in effect only until September 15, 2002 (67 FR 35035).

Implementation of this regulation on September 15, 2002, is necessary to prevent any lapse in the established security procedures and to facilitate ongoing response efforts and prevent future terrorist attack. Any delay in the effective date would leave critical HIV cargo vessels, their crews, the port, facilities, and the maritime community with inadequate security measures to meet potential threats. Since the October 2001 effective date of the temporary rule, approximately seven high interest vessel transits have occurred under the temporary regulation. Disruptions to waterways users have been minimal and no complaints have been received.