

roles of the Federal and State governments with regard to the regulation of surface coal mining and reclamation operations. One of the purposes of SMCRA is to “establish a nationwide program to protect society and the environment from the adverse effects of surface coal mining operations.” Section 503(a)(1) of SMCRA requires that State laws regulating surface coal mining and reclamation operations be “in accordance with” the requirements of SMCRA, and section 503(a)(7) requires that State programs contain rules and regulations “consistent with” regulations issued by the Secretary pursuant to SMCRA.

*Executive Order 13175—Consultation and Coordination With Indian Tribal Governments*

In accordance with Executive Order 13175, we have evaluated the potential effects of this rule on Federally-recognized Indian tribes and have determined that the rule does not have substantial direct effects 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 Federal Government and Indian tribes. The basis for this determination is that our decision is on a State regulatory program and does not involve a Federal program involving Indian tribes.

*Executive Order 13211—Regulations That Significantly Affect the Supply, Distribution, or Use of Energy*

On May 18, 2001, the President issued Executive Order 13211 that requires agencies to prepare a Statement of Energy Effects for a rule that is (1) considered significant under Executive Order 12866, and (2) likely to have a significant adverse effect on the supply, distribution, or use of energy. Because this rule is exempt from review under Executive Order 12866 and is not expected to have a significant adverse effect on the supply, distribution, or use of energy, a Statement of Energy Effects is not required.

*National Environmental Policy Act*

This rule does not require an environmental impact statement because section 702(d) of SMCRA (30 U.S.C. 1292(d)) provides that agency decisions on proposed State regulatory program provisions do not constitute major Federal actions within the meaning of section 102(2)(C) of the National Environmental Policy Act (42 U.S.C. 4332(2)(C)).

*Paperwork Reduction Act*

This rule does not contain information collection requirements that require approval by OMB under the Paperwork Reduction Act (44 U.S.C. 3507 *et seq.*).

*Regulatory Flexibility Act*

The Department of the Interior certifies that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The State submittal, which is the subject of this rule, is based upon counterpart Federal regulations for which an economic analysis was prepared and certification made that such regulations would not have a significant economic effect upon a substantial number of small entities. In making the determination as to whether this rule would have a significant economic impact, the Department relied upon the data and assumptions for the counterpart Federal regulations.

*Small Business Regulatory Enforcement Fairness Act*

This rule is not a major rule under 5 U.S.C. 804(2), the Small Business Regulatory Enforcement Fairness Act. For the reasons previously stated, this rule: (a) Does not have an annual effect on the economy of \$100 million; (b) Will not cause a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; and (c) Does not have significant adverse effects on competition, employment, investment, productivity, innovation, or the ability of U.S.-based enterprises to compete with foreign-based enterprises. This determination is based upon the fact that the State submittal which is the subject of this rule is based upon counterpart Federal regulations for which an analysis was prepared and a determination made that the Federal regulation was not considered a major rule.

*Unfunded Mandates*

This rule will not impose an unfunded mandate on State, local, or tribal governments or the private sector of \$100 million or more in any given year. This determination is based upon the fact that the State submittal, which is the subject of this rule, is based upon counterpart Federal regulations for which an analysis was prepared and a determination made that the Federal regulation did not impose an unfunded mandate.

**List of Subjects in 30 CFR Part 917**

Intergovernmental relations, Surface mining, Underground mining.

Dated: June 27, 2003.

**Brent Wahlquist,**

*Regional Director, Appalachian Regional Coordinating Center.*

■ For the reasons set out in the preamble, 30 CFR Part 917 is amended as set forth below:

**PART 917—KENTUCKY**

■ 1. The authority citation for Part 917 continues to read as follows:

**Authority:** 30 U.S.C. 1201 *et seq.*

**§ 917.16 [Amended]**

■ 2. Section 917.16 is amended by removing and reserving paragraph (g).

[FR Doc. 03–17966 Filed 7–15–03; 8:45 am]

**BILLING CODE 4310–05–P**

**DEPARTMENT OF HOMELAND SECURITY**

**Coast Guard**

**33 CFR Parts 26, 161, 164, and 165**

**[USCG–2003–14757]**

**RIN 1625–AA67**

**Automatic Identification System; Vessel Carriage Requirement; Correction**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Correcting amendments.

**SUMMARY:** On July 1, 2003, the Coast Guard published a temporary interim rule with request for comments and notice of meeting in the **Federal Register** concerning the implementation of Automatic Identification Systems (AIS). This document contains corrections to that rule.

**DATES:** Effective on July 1, 2003.

**FOR FURTHER INFORMATION CONTACT:** For information concerning this document, write or call Mr. Jorge Arroyo, Office of Vessel Traffic Management (G–MWV), U.S. Coast Guard by telephone 202–267–1103, toll-free telephone 1–800–842–8740 ext. 7–1103, or by electronic mail [msregs@comdt.uscg.mil](mailto:msregs@comdt.uscg.mil). If you have questions on viewing or submitting material to the docket, call Dorothy Beard, Chief, Dockets, Department of Transportation, at telephone 202–366–5149.

**SUPPLEMENTARY INFORMATION:** The Coast Guard published a temporary interim rule with request for comments and notice of meeting in the **Federal**

Register on July 1, 2003, (68 FR 39353). The rule contained typographical errors and omissions that may prove to be misleading and therefore need to be corrected.

#### Corrections to the Regulatory Text

#### PART 26—VESSEL BRIDGE-TO-BRIDGE RADIOTELEPHONE REGULATIONS

- 1. Correct part 26 by revising the authority citation to read as follows:

**Authority:** 14 U.S.C. 2; 33 U.S.C. 1201–1208; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1; Rule 1, International Regulations for the Prevention of Collisions at Sea.

#### PART 161—VESSEL TRAFFIC MANAGEMENT

- 2. Correct part 161 by revising the authority citation to read as follows:

**Authority:** 33 U.S.C. 1223, 1231; 46 U.S.C. 70114, 70117; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1.

#### PART 164—NAVIGATION SAFETY REGULATIONS

- 3. Correct part 164 by revising the authority citation to read as follows:

**Authority:** 33 U.S.C. 1223, 1231; 46 U.S.C. 2103, 3703, 70114, 70117; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1. Sec. 164.13 also issued under 46 U.S.C. 8502. Sec. 164.61 also issued under 46 U.S.C. 6101.

#### § 164.46 [Corrected]

- 4. In § 164.46(a)(2), add the word “self-propelled” before the word “vessels”.

#### PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

- 5. Correct part 165 by revising the authority citation to read as follows:

**Authority:** 33 U.S.C. 1226, 1231; 46 U.S.C. Chapter 701; 50 U.S.C. 191, 195; 33 CFR 1.05–1(g), 6.04–1, 6.04–6, and 160.5; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1.

Dated: July 11, 2003.

**T. H. Gilmour,**

*Rear Admiral, U.S. Coast Guard, Assistant Commandant for Marine Safety, Security and Environmental Protection.*

[FR Doc. 03–17982 Filed 7–15–03; 8:45 am]

**BILLING CODE 4910–15–P**

#### DEPARTMENT OF HOMELAND SECURITY

##### Coast Guard

#### 33 CFR Parts 101 and 102

[USCG–2003–14792]

RIN 1625–AA69

#### Implementation of National Maritime Security Initiatives; Correction

**AGENCY:** Coast Guard, DHS.

**ACTION:** Correcting amendments.

**SUMMARY:** On July 1, 2003, the Coast Guard published a temporary interim rule with request for comments and notice of meeting in the **Federal Register** concerning the implementation of national maritime security initiatives. This document contains corrections to that rule.

**DATES:** Effective on July 1, 2003.

**FOR FURTHER INFORMATION CONTACT:** For information concerning this document, write or call Commander Suzanne Englebert (G–M–1), U.S. Coast Guard by telephone 202–267–1103, toll-free telephone 1–800–842–8740 ext. 7–1103, or by electronic mail [msregs@comdt.uscg.mil](mailto:msregs@comdt.uscg.mil). If you have questions on viewing or submitting material to the docket, call Dorothy Beard, Chief, Dockets, Department of Transportation, at telephone 202–366–5149.

**SUPPLEMENTARY INFORMATION:** The Coast Guard published a temporary interim rule with request for comments and notice of meeting in the **Federal Register** on July 1, 2003, (68 FR 39240). The rule contained typographical errors and omissions that may prove to be misleading and therefore need to be corrected.

#### Corrections to the Preamble

In the temporary interim rule FR Doc. 03–16186 published in the **Federal Register** on July 1, 2003, make the following corrections:

1. On page 39252, in the third column, on line 17, in the Web site address, correct “dot.tsa” to read “dotts”.
2. On page 39269, in the first column, in the second paragraph, on line 9, correct the words “Online Reporting” to read “Web Reports”.
3. On page 39274, in the first column, in the second footnote, in the Web site address, correct the word “statistiscs” to read “statistics”.

#### Corrections to the Regulatory Text

#### PART 101—GENERAL PROVISIONS

1. Correct part 101 by revising the authority citation to read as follows:

**Authority:** 33 U.S.C. 1226, 1231; 46 U.S.C. Chapter 701; 50 U.S.C. 191, 192; Executive Order 12656, 3 CFR 1988 Comp., p. 585; 33 CFR 1.05–1, 6.04–11, 6.14, 6.16, and 6.19; Department of Homeland Security Delegation No. 0170.1.

Dated: July 11, 2003.

**T. H. Gilmour,**

*Rear Admiral, U.S. Coast Guard, Assistant Commandant for Marine Safety, Security and Environmental Protection.*

[FR Doc. 03–17978 Filed 7–15–03; 8:45 am]

**BILLING CODE 4910–15–P**

#### DEPARTMENT OF HOMELAND SECURITY

##### Coast Guard

#### 33 CFR Part 103

[USCG–2003–14733]

RIN 1625–AA42

#### Area Maritime Security; Correction

**AGENCY:** Coast Guard, DHS.

**ACTION:** Correcting amendments.

**SUMMARY:** On July 1, 2003, the Coast Guard published a temporary interim rule with request for comments and notice of meeting in the **Federal Register** concerning the implementation of national maritime security initiatives in Area Maritime Security (ports). This document contains corrections to that rule.

**DATES:** Effective on July 1, 2003.

**FOR FURTHER INFORMATION CONTACT:** For information concerning this document, write or call Lieutenant Commander Richard Teubner (G–M–1), U.S. Coast Guard by telephone 202–267–1103, toll-free telephone 1–800–842–8740 ext. 7–1103, or by electronic mail [msregs@comdt.uscg.mil](mailto:msregs@comdt.uscg.mil). If you have questions on viewing or submitting material to the docket, call Dorothy Beard, Chief, Dockets, Department of Transportation, at telephone 202–366–5149.

**SUPPLEMENTARY INFORMATION:** The Coast Guard published a temporary interim rule with request for comments and notice of meeting in the **Federal Register** on July 1, 2003, (68 FR 39284). The rule contained typographical errors and omissions that may prove to be misleading and therefore need to be corrected.