

the condition for which benefits are sought.

(3) After your coverage has been in effect for 2 years, the Carrier may void your coverage only upon a showing that you knowingly and intentionally made a false or misleading statement or omitted information in your signed application for coverage regarding your health status that was material to your approval for coverage.

(4) If your coverage is voided, as described in paragraph (a)(1), (a)(2), or (a)(3) of this section, no claims will be paid. In addition, the provisions of § 875.104 relating to the procedures for resolving a dispute involving benefits eligibility or claims denials do not apply to your situation. You may request a review by the Carrier if you believe that your coverage was voided in error. You must submit your request in writing to the Carrier within 30 days of the date of this rescission letter (letter voiding your coverage).

6. In § 875.410 revise the first sentence to read as follows:

**§ 875.410 May I continue my coverage when I leave Federal or military service?**

If you are an active workforce member, your coverage will automatically continue when you leave active service, as long as the Carrier continues to receive the required premium when due. \* \* \*

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BILLING CODE 6325-39-M

**TENNESSEE VALLEY AUTHORITY**

**18 CFR Part 1310**

**Administrative Cost Recovery**

**AGENCY:** Tennessee Valley Authority (TVA).

**ACTION:** Proposed rule.

**SUMMARY:** TVA proposed to amend its administrative cost recovery regulations by eliminating cost recovery exemptions from the following: Conveyances of land pursuant to section 4(k)(d) of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C. 831c(k)(d)); TVA phosphate land transactions; and permits and licenses for use of TVA land by distributors of TVA power.

The implementation of this rule amendment would allow TVA to recover more of its administrative cost incurred in processing certain actions from those who directly benefit from the actions.

**DATES:** Comments must be submitted on or before May 15, 2006.

**ADDRESSES:** You may submit comments by any of the following methods:

• Mail/Hand Delivery: Teresa C. McDonough, Manager, Resource Stewardship Process Initiatives, 400 West Summit Hill Drive, WT 11B, Knoxville, Tennessee 37902.

• E-mail: *tcmcdonough@tva.gov*. Include CFR citation in the subject of the message.

• Fax: (865) 632-2345. Attention to Teresa C. McDonough, Manager, Resource Stewardship Process Initiatives.

**FOR FURTHER INFORMATION CONTACT:**

Teresa C. McDonough, Manager, Resource Stewardship Process Initiatives, (865) 632-6512.

**SUPPLEMENTARY INFORMATION:** In order to help ensure that TVA land management and permitting activities are self-sustaining to the full extent possible, the agency has determined that its administrative cost recovery regulations should be amended by eliminating certain mandatory cost recovery exemptions. This determination is consistent with the objectives of increasing efficiency and recovery the cost of government services from those who most directly benefit from the services.

TVA now proposed to amend its administrative cost recovery regulation by eliminating the following exemptions: Conveyance of land pursuant to section 4(k)(d) of the Tennessee Valley Authority of 1933, as amended (16 U.S.C. 831c(k)(d)); TVA phosphate land transactions; and permits and licenses for use of TVA land by distributors of TVA power.

This proposed amendment does not impose an information collection burden under the provision of the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.* This proposed action will not have a significant impact on a substantial number of small entities as described in the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.* There will be no significant economic impact from the amendments include the proposed rule would not significantly add to the cost of one who conducts an activity upon or acquires TVA property. Any economic impact that would occur as a result of the rule amendment would not affect a substantial number of small entities because TVA only receives about ten land use applications from the currently exempted parties each year. Pursuant to the Unfunded Mandates Reform Act, 2 U.S.C. 1501 *et seq.*, the proposed rule does not include any Federal mandates for state, local, and tribal government or the private sector. In addition, any expenditures by state, local, and tribal

government or the private sector in connection with the rule would be substantially less than \$100 million in any one year.

**List of Subjects in 18 CFR Part 1310**

Government property, Hunting.

For the reasons set out in the preamble, TVA proposed to amend 18 CFR 1310 as follows:

**PART 1310—ADMINISTRATIVE COST RECOVERY**

1. The authority citation from part 1310 continues to read as follows:

**Authority:** 16 U.S.C. 831-831dd; 31 U.S.C. 9701.

2. Revise paragraph (b) of § 1310.2 to read as follows:

**§ 1310.2 Application.**

\* \* \* \* \*

(b) *Exemption.* An administrative charge shall not be made for the following actions:

(1) Releases of unneeded mineral right options.

(2) TVA mineral transactions.

\* \* \* \* \*

**Authority:** 16 U.S.C. 831-831dd (2000 & Supp. III 2003).

Dated: March 30, 2006.

**Kathryn J. Jackson,**

*Executive Vice President, River System Operations & Environment and Environment Executive, Tennessee Valley Authority.*

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**DEPARTMENT OF HOMELAND SECURITY**

**Coast Guard**

**33 CFR Part 165**

[CGD05-06-030]

RIN 1625-AA00

**Safety Zone: Yorktown July Fourth Fireworks Celebration, York River, Yorktown, VA**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Coast Guard proposes establishing a safety zone in the vicinity of the Yorktown Fishing Pier in Yorktown, VA on July 4, 2006 in support of the Yorktown July Fourth Fireworks Celebration. This action is intended to restrict vessel traffic on York River as necessary to protect mariners from the hazards associated with fireworks displays.