

voluntarily operate only in "reasonable operating conditions," which, do not include the conditions listed below:

- A small craft advisory is in effect;
- Wind gusts over 30 knots (35 mph);
- Waves over two feet; or
- Sustained winds over 18 knots (21 mph).

(2) Notify the OCMI if any significant structural or equipment changes have been made to the vessel since the stability was evaluated by the owner or operator and approved by the Coast Guard. The OCMI will determine whether to adjust the passenger load accordingly or require a new stability test.

Owners and operators may consider voluntarily re-evaluating the vessel's stability, which may include the performance of a new SST or PSST or a new evaluation according to 46 CFR subchapter S using an assumed weight per person of 185 pounds.

In general, these voluntary interim guidelines reflect NTSB's recommendations dated March 7, 2006, with one exception. The NTSB recommended the use of a method such as a load mark on the hull to determine the maximum safe load condition. The Coast Guard is evaluating these loading marks to determine if they are adequate to accurately assess whether or not the total test weight is exceeded, which could create an overload condition. Additionally, the Coast Guard will consider including a method of periodically updating the average passenger weight as part of the upcoming rule.

The Coast Guard will perform outreach to owners and operators of all such vessels as soon as possible to advise them of this notice. Vessel owners and licensed operators are encouraged to comply with these guidelines until new regulations are promulgated. Local OCMI's are always available for assistance if the need arises.

Upcoming Rule

The Coast Guard is in the process of preparing a rule that would amend its regulations to address the stability issues caused by increases in passenger and vessel weight. This rule would apply to the same group of small vessels covered by the voluntary procedures described above, as well as all pontoon vessels. The Coast Guard tentatively intends that the rule's provisions be, for the most part, similar to those of the voluntary procedures above. The rule may also include provisions explicitly providing for prioritizing stability evaluations among categories of vessels,

including the performance of new SSTs or PSSTs.

Dated: April 20, 2006.

Thomas H. Gilmour,

Rear Admiral, Assistant Commandant for Prevention.

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4837-D-59]

Amendment, Consolidated Delegation of Authority for the Office of Community Planning and Development

AGENCY: Office of the Secretary, HUD.

ACTION: Amendment to Consolidated Delegation of Authority for the Office of Community Planning and Development.

SUMMARY: This notice amends the existing Consolidated Delegation of Authority for Community Planning and Development to add the Renewal Communities, urban Empowerment Zones, and urban Enterprise Communities (RC/EZ/EC) Initiative and Technical Assistance Awards to the list of programs delegated to the Assistant Secretary for Community Planning and Development and the General Deputy Assistant Secretary for Community Planning and Development. This amendment also authorizes the General Deputy Assistant Secretary to further redelegate any of the authority delegated under the Consolidated Delegation of Authority, as amended.

DATES: *Effective Date:* March 27, 2006.

FOR FURTHER INFORMATION CONTACT:

Karen Daly, Director of Policy Development and Coordination, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7240, Washington, DC 20410-7000, (202) 708-1817. This is not a toll-free number. For those needing assistance, this number may be accessed via TTY by calling the Federal Information Relay Service at (800) 877-8339.

SUPPLEMENTARY INFORMATION: On September 16, 2003 (68 FR 54238), the Department published a Consolidated Delegation of Authority for Community Planning and Development programs. This notice amends the existing Consolidated Delegation of Authority for Community Planning and Development by adding the Renewal Communities, urban Empowerment Zones, and urban Enterprise Communities (RC/EZ/EC) Initiative and

Technical Assistance Awards to the list of programs delegated to the Assistant Secretary and the General Deputy Assistant Secretary for Community Planning and Development. The Consolidated Delegation authorized the Assistant Secretary to further redelegate any authority included therein, excluding those authorities expressly excepted. This amendment similarly authorizes the General Deputy Assistant Secretary to further redelegate any delegated authority, excluding those expressly excepted. This notice also clarifies the authority excepted from the Consolidated Delegation and updates the list of prior delegations of authority superseded by the Consolidated Delegation. Accordingly, the Secretary amends the Consolidated Delegation of Authority for CPD programs at 68 FR 54238 (September 16, 2003), as follows:

Section A. Amendment to Consolidated Delegation of Authority

At Section A of 68 FR 54238-9 (September 16, 2003), under the heading entitled "Authority":

1. Paragraph 6 is amended to read as follows:

6. The Renewal Communities, urban Empowerment Zones, and urban Enterprise Communities (RC/EZ/EC) Initiative as authorized under title 26, subtitle A, chapter 1, subchapter U of the Internal Revenue Code, as amended, 26 U.S.C. 1391 *et seq.* with respect to urban Empowerment Zones and urban Enterprise Communities and title 26, subtitle A, chapter 1, subchapter X of the Internal Revenue Code, as amended, 26 U.S.C. 1400E *et seq.* with respect to Renewal Communities; and grants for urban Empowerment Zones as provided for in annual HUD appropriations acts (*e.g.*, Consolidated Appropriations Resolution, Fiscal Year 2003, Pub. L. 108-7, 117 Stat. 11, approved February 20, 2003).

2. After paragraph 19(f), a new paragraph is added to the list of programs under which authority is delegated as follows:

20. Technical Assistance Awards as authorized under Section 107(b)(4) of the Housing and Community Development Act of 1974, 42 U.S.C. 5307; Sections 233 and 242 of the Cranston-Gonzalez National Affordable Housing Act, 42 U.S.C. 12773 and 12781-83; Section 423 of the Stuart B. McKinney Homeless Assistance Act, 42 U.S.C. 11383 *et seq.*; Title IV of the Cranston-Gonzalez National Affordable Housing Act, as amended by the Housing and Community Development Act of 1992, 42 U.S.C. 12899 *et seq.*; and as provided for in annual HUD appropriations acts (*e.g.*, Consolidated

Appropriations Resolution, Fiscal Year 2003, Pub. L. 108-7, 117 Stat. 11, approved February 20, 2003).

Section B. Amendment to Authority Excepted

At Section B of 68 FR 54238 (September 16, 2003), under the heading entitled "Authority Excepted," paragraph 2.b. is amended as follows:

b. The power to administer the section 107 programs listed in the Delegation of Authority to the Assistant Secretary for Policy Development and Research at 68 FR 42749 (July 18, 2003);

Section C. Amendment to Authority to Redelegate

At Section C of 68 FR 54238 (September 16, 2003), under the heading entitled "Authority to Redelegate," is amended to read as follows:

The Assistant Secretary for Community Planning and Development and the General Deputy Assistant Secretary for Community Planning and Development are authorized to redelegate to employees of the Department any of the authority delegated under Section A, excluding the authority excepted under Section B, the authority to issue or waive rules and regulations.

Section D. Amendment to Delegations Superseded

At Section D of 68 FR 54238 (September 16, 2003), under the heading entitled "Delegations Superseded," after paragraph 19, two new paragraphs are added to the list of delegations superseded as follows:

20. Delegation of Authority from the Secretary to the Assistant Secretary for Community Planning and Development, published on January 26, 1998 (63 FR 3761);

21. Delegation of Authority from the Secretary to the Assistant Secretary for Community Planning and Development, published on January 11, 1999 (64 FR 1637).

Section E. Actions Ratified

The Secretary hereby ratifies all actions previously taken by the Assistant Secretary for Community Planning and Development and the General Deputy Assistant Secretary for Community Planning and Development, with respect to the programs and matters listed in Section A.

Authority: Section 7(d), Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Dated: March 27, 2006.

Alphonso Jackson,
Secretary.

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4837-D-60]

Redelegations of Authority to Directors and Deputy Directors of Community Planning and Development in Field Offices

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice of redelegation of authority to field offices.

SUMMARY: In this notice, the Assistant Secretary of Community Planning and Development redelegates to the Directors and Deputy Directors of Community Planning and Development in HUD Field Offices all powers and authorities necessary to carry out Office of Community Planning and Development programs, except those powers and authorities specifically excluded.

EFFECTIVE DATES: March 27, 2006.

FOR FURTHER INFORMATION CONTACT:

Karen Daly, Director of Policy Development and Coordination, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7240, Washington, DC 20410-7000; (202) 708-1817. This is not a toll-free number. For those needing assistance, this number may be accessed via TTY by Calling the Federal Information Relay Service at 800 877-8339.

SUPPLEMENTARY INFORMATION: On April 15, 1994 (59 FR 18280), the Assistant Secretary for Community Planning and Development (CPD) previously redelegated to Directors and Deputy Directors of CPD in HUD Field Offices all powers and authorities necessary to carry out CPD programs, except those powers specifically excluded. A notice published on May 11, 1994 (59 FR 24451), corrected the effective date of the 1994 redelegations. A notice on published June 8, 1995 (60 FR 30312), further amended the 1994 redelegations.

On September 16, 2003 (68 FR 54238), the Secretary issued a Consolidated Delegation of Authority for CPD programs to the Assistant Secretary and the General Deputy Assistant Secretary for Community Planning and Development. This notice updates and

revises redelegations of authority to Directors and Deputy Directors of CPD in HUD Field Offices. Accordingly, the Assistant Secretary redelegates as follows:

Section A. General Redelegation of Authority

1. Except as provided in Section C, the Assistant Secretary redelegates to the Directors and Deputy Directors of Community Planning and Development in HUD Field Offices all powers and authorities of the Assistant Secretary necessary to carry out the following Community Planning and Development programs and matters, except those authorities specifically excluded:

1. Community Development Block Grants, Loan Guarantees and other programs covered by Title I of the Housing and Community Development Act of 1974, as amended, 42 U.S.C. 5301 *et seq.*

Authority not redelegated:

- Terminate, reduce or limit the availability of grant payments pursuant to section 111(a), 42 U.S.C. 5311.
- Adjust entitlement and state grants pursuant to section 104(e), 42 U.S.C. 5304.
- Determine basic grant amounts for metropolitan cities, urban counties, and States pursuant to section 106, 42 U.S.C. 5306.
- Reallocate funds pursuant to section 106(c) or (d), 42 U.S.C. 5306.
- Determine the qualifications of localities for special consideration. This includes, but is not limited to, the determination of qualifications of counties as urban counties pursuant to section 102(a)(6), 42 U.S.C. 5302, the determination of what constitutes a city pursuant to section 102(a)(5), 42 U.S.C. 5302, and the determination of levels of physical and economic distress of cities and urban counties for eligibility for urban development action grants pursuant to section 119(b), 42 U.S.C. 5318.

Approve and disapprove applications, or amendments to applications, filed for loan guarantee or grant assistance, issue commitments or grant awards, execute grant agreements, or issue guarantees pursuant to section 108, 42 U.S.C. 5308.

2. Consolidated plans, 24 CFR part 91 (including Comprehensive Housing Affordability Strategies based on title I of the Cranston-Gonzalez National Affordable Housing Act, as amended, 42 U.S.C. 12701 *et seq.*) and submission and reporting requirements for the programs listed in paragraphs 1, 3, 4, and 6.

Authority not redelegated:

Effect remedies for noncompliance pursuant to section 108 of NAHA