

prescribed by the Commissioner and the organization's purposes and activities prior to giving such notice were consistent with the requirements for exempt status under section 501(c)(29). However, an organization may not be recognized as an organization described in section 501(c)(29) before the later of its formation or March 23, 2010.

(c) *Effective/applicability date.* Paragraphs (a) and (b) of this section are effective on February 7, 2012.

(d) *Expiration date.* The applicability of this section expires on February 6, 2015.

Steven T. Miller

Deputy Commissioner for Services and Enforcement.

Approved: January 26, 2012.

Emily S. McMahon,

Acting Assistant Secretary of the Treasury.

[FR Doc. 2012-2338 Filed 2-6-12; 8:45 am]

BILLING CODE 4830-01-P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Parts 100, 117, 147, and 165

[USCG-2012-0062]

Quarterly Listings; Safety Zones, Security Zones, Special Local Regulations, Drawbridge Operation Regulations and Regulated Navigation Areas

AGENCY: Coast Guard, DHS.

ACTION: Notice of expired temporary rules issued.

SUMMARY: This document provides required notice of substantive rules issued by the Coast Guard and that were made temporarily effective between May 2011 and November 2011, and that expired before they could be published in the **Federal Register**. This notice lists temporary safety zones, security zones, special local regulations, drawbridge operation regulations and regulated navigation areas, all of limited duration and for which timely publication in the **Federal Register** was not possible.

DATES: This document lists temporary Coast Guard rules between May 1, 2011, and November 15, 2011, that became effective and were terminated before they could be published in the **Federal Register**.

ADDRESSES: The Docket Management Facility maintains the public docket for this notice. Documents indicated in this notice will be available for inspection or copying at the Docket Management Facility (M-30), U.S. Department of Transportation, West Building ground floor, room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590 between 9 a.m. and 5 p.m., Monday through Friday, except federal holidays.

FOR FURTHER INFORMATION CONTACT: For questions on this notice contact Yeoman First Class Marcus Hyde, Office of Regulations and Administrative Law, telephone (202) 372-3862. For questions on viewing, or on submitting material to the docket, contact Renee V. Wright, Program Manager, Docket Operations, telephone (202) 366-9826.

SUPPLEMENTARY INFORMATION: Coast Guard District Commanders and Captains of the Port (COTP) must be immediately responsive to the safety and security needs within their jurisdiction; therefore, District Commanders and COTPs have been delegated the authority to issue certain local regulations. *Safety zones* may be established for safety or environmental purposes. A safety zone may be stationary and described by fixed limits or it may be described as a zone around a vessel in motion. *Security zones* limit access to prevent injury or damage to vessels, ports, or waterfront facilities. *Special local regulations* are issued to enhance the safety of participants and spectators at regattas and other marine events. *Drawbridge operation regulations* authorize changes to drawbridge schedules to accommodate bridge repairs, seasonal vessel traffic, and local public events. *Regulated Navigation Areas* are water areas within a defined boundary for which regulations for vessels navigating within the area have been established by the regional Coast Guard District Commander.

Timely publication of these rules in the **Federal Register** is often precluded when a rule responds to an emergency, or when an event occurs without sufficient advance notice. The affected public is, however, often informed of these rules through Local Notices to Mariners, press releases, and other means. Moreover, actual notification is provided by Coast Guard patrol vessels enforcing the restrictions imposed by the rule. Because **Federal Register** publication was not possible before the end of the effective period, mariners were personally notified of the contents of these safety zones, security zones, special local regulations, regulated navigation areas or drawbridge operation regulations by Coast Guard officials on-scene prior to any enforcement action. However, the Coast Guard, by law, must publish in the **Federal Register** notice of substantive rules adopted. To meet this obligation without imposing undue expense on the public, the Coast Guard periodically publishes a list of these temporary safety zones, security zones, special local regulations, regulated navigation areas and drawbridge operation regulations. Permanent rules are not included in this list because they are published in their entirety in the **Federal Register**. Temporary rules are also published in their entirety if sufficient time is available to do so before they are placed in effect or terminated. The temporary rules listed in this notice have been exempted from review under Executive Order 12666, Regulatory Planning and Review, because of their emergency nature, or limited scope and temporary effectiveness.

The following unpublished rules were placed in effect temporarily during the period between May 1, 2011 and November 15, 2011 unless otherwise indicated. To view copies of these rules, visit www.regulations.gov and search by the docket number indicated in the list below.

Dated: January 30, 2012.

K.A. Sinniger,

Chief, Office of Regulations and Administrative Law.

3RD-4TH QUARTER 2011 LISTING

Docket No.	Location	Type	Effective date
USCG-2011-0062	Mobile, AL	Safety Zone (Part 165)	9/1/2011
USCG-2011-0191	Chicago, IL	Safety Zone (Part 165)	8/5/2011
USCG-2011-0228	Chicago, IL	Safety Zone (Part 165)	7/18/2011
USCG-2011-0249	Greenville, MS	Safety Zone (Part 165)	7/4/2011
USCG-2011-0285	Little Rock, AR	Special Local Regulation (Part 100)	6/4/2011
USCG-2011-0319	Rhode Island	Safety Zone (Part 165)	6/23/2011
USCG-2011-0353	Brookings, OR	Safety Zone (Part 165)	7/18/2011

3RD-4TH QUARTER 2011 LISTING—Continued

Docket No.	Location	Type	Effective date
USCG-2011-0354	Rosario Strait, WA	Safety Zone (Part 165)	10/10/2011
USCG-2011-0355	Seattle, WA	Safety Zone (Part 165)	10/14/2011
USCG-2011-0413	St. Mary Parish, LA	Safety Zone (Part 165)	5/12/2011
USCG-2011-0417	South Bass Island, OH	Safety Zone (Part 165)	6/25/2011
USCG-2011-0423	Lower Mississippi River	Safety Zone (Part 165)	5/11/2011
USCG-2011-0424	Memphis, TN	Safety Zone (Part 165)	5/27/2011
USCG-2011-0455	Valdez, AK	Safety Zone (Part 165)	7/3/2011
USCG-2011-0487	Lower Mississippi River	Safety Zone (Part 165)	7/2/2011
USCG-2011-0491	Vicksburg, MS	Safety Zone (Part 165)	7/4/2011
USCG-2011-0500	Pittsburgh, PA	Safety Zone (Part 165)	7/4/2011
USCG-2011-0504	Mobile, AL	Safety Zone (Part 165)	6/11/2011
USCG-2011-0509	New York, NY	Drawbridge Operation Regulation (Part 117)	9/7/2011
USCG-2011-0513	Fort Smith, AR	Special Local Regulation (Part 100)	7/30/2011
USCG-2011-0524	Pittsburgh, PA	Special Local Regulation (Part 100)	7/16/2011
USCG-2011-0537	Natchez, MS	Safety Zone (Part 165)	7/4/2011
USCG-2011-0538	Port Valdez, AK	Safety Zone (Part 165)	7/4/2011
USCG-2011-0543	Oakmont, PA	Safety Zone (Part 165)	7/24/2011
USCG-2011-0554	Tampa, FL	Safety Zone (Part 165)	7/30/2011
USCG-2011-0555	Pensacola, FL	Safety Zone (Part 165)	7/6/2011
USCG-2011-0556	Niceville, FL	Safety Zone (Part 165)	7/4/2011
USCG-2011-0557	Fort Walton Beach, FL	Safety Zone (Part 165)	7/4/2011
USCG-2011-0558	Fort Walton Beach, FL	Safety Zone (Part 165)	7/1/2011
USCG-2011-0559	Biloxi, MS	Safety Zone (Part 165)	7/4/2011
USCG-2011-0596	Grande Isle, LA	Safety Zone (Part 165)	7/2/2011
USCG-2011-0609	Buffalo, NY	Safety Zone (Part 165)	7/4/2011
USCG-2011-0609	Buffalo, NY	Safety Zone (Part 165)	7/24/2011
USCG-2011-0631	Sector Columbia River	Safety Zone (Part 165)	7/8/2011
USCG-2011-0636	Philadelphia, PA	Security Zone (Part 165)	6/30/2011
USCG-2011-0638	Haines, AK	Safety Zone (Part 165)	7/4/2011
USCG-2011-0639	Skagway, AK	Safety Zone (Part 165)	7/3/2011
USCG-2011-0640	Wrangell, AK	Safety Zone (Part 165)	7/4/2011
USCG-2011-0649	DC, Arlington, Fairfax, VA	Security Zone (Part 165)	9/8/2011
USCG-2011-0654	Charles County, MD	Safety Zone (Part 165)	7/23/2011
USCG-2011-0660	Sector Columbia River	Safety Zone (Part 165)	7/4/2011
USCG-2011-0664	Alaska Hwy Ferry Terminal	Safety Zone (Part 165)	7/5/2011
USCG-2011-0665	Alaska Hwy Ferry Terminal	Safety Zone (Part 165)	7/7/2011
USCG-2011-0666	Alaska Hwy Ferry Terminal	Safety Zone (Part 165)	9/7/2011
USCG-2011-0670	Santa, CA	Safety Zone (Part 165)	8/5/2011
USCG-2011-0678	Alaska Hwy Ferry Terminal	Safety Zone (Part 165)	7/9/2011
USCG-2011-0680	Baton Rouge, LA	Safety Zone (Part 165)	7/13/2011
USCG-2011-0682	Cleveland, OH	Safety Zone (Part 165)	7/30/2011
USCG-2011-0683	Ogdensburg, NY	Safety Zone (Part 165)	7/29/2011
USCG-2011-0684	Cleveland, OH	Safety Zone (Part 165)	7/30/2011
USCG-2011-0685	Sackets Harbor, NY	Safety Zone (Part 165)	7/16/2011
USCG-2011-0686	Lake Erie, Rocky River, OH	Safety Zone (Part 165)	7/14/2011
USCG-2011-0700	Marblehead, MA	Safety Zone (Part 165)	7/23/2011
USCG-2011-0707	Wheeling, WV	Safety Zone (Part 165)	7/23/2011
USCG-2011-0715	Suffolk, VA	Safety Zone (Part 165)	7/22/2011
USCG-2011-0716	Port of New York	Safety Zone (Part 165)	9/10/2011
USCG-2011-0720	Chaumont, NY	Safety Zone (Part 165)	7/23/2011
USCG-2011-0722	Grand Haven, MI	Safety Zone (Part 165)	8/3/2011
USCG-2011-0722	Cleveland, OH	Safety Zone (Part 165)	8/7/2011
USCG-2011-0725	Pittsburgh, PA	Special Local Regulation (Part 100)	7/31/2011
USCG-2011-0726	Lake Tahoe	Safety Zone (Part 165)	9/4/2011
USCG-2011-0729	Oswego, NY	Safety Zone (Part 165)	7/30/2011
USCG-2011-0730	Manchester Bay, MA	Safety Zone (Part 165)	7/30/2011
USCG-2011-0742	Caribbean Sea, PR	Safety Zone (Part 165)	9/18/2011
USCG-2011-0743	Tampa, FL	Special Local Regulation (Part 100)	10/8/2011
USCG-2011-0746	Wheeling, WV	Special Local Regulation (Part 100)	9/3/2011
USCG-2011-0747	Baton Rouge, LA	Safety Zone (Part 165)	8/28/2011
USCG-2011-0751	Buffalo, NY	Safety Zone (Part 165)	7/29/2011
USCG-2011-0753	Port Huron, MI	Special Local Regulation (Part 100)	8/7/2011
USCG-2011-0756	Baldwinsville, NY	Safety Zone (Part 165)	8/5/2011
USCG-2011-0757	Conneaut, OH	Safety Zone (Part 165)	8/20/2011
USCG-2011-0760	Washington DC	Security Zone (Part 165)	8/28/2011
USCG-2011-0764	Chicago, IL	Security Zone (Part 165)	8/3/2011
USCG-2011-0765	Pittsburgh, PA	Safety Zone (Part 165)	8/17/2011
USCG-2011-0776	Buffalo, NY	Safety Zone (Part 165)	8/14/2011
USCG-2011-0779	San Diego, CA	Safety Zone (Part 165)	8/14/2011
USCG-2011-0780	Cook Inlet, AK	Safety Zone (Part 165)	8/7/2011
USCG-2011-0790	San Diego, CA	Safety Zone (Part 165)	9/1/2011
USCG-2011-0791	Boothbay Harbor, ME	Safety Zone (Part 165)	8/13/2011

3RD-4TH QUARTER 2011 LISTING—Continued

Docket No.	Location	Type	Effective date
USCG-2011-0792	Hampton Bays, NY	Security Zone (Part 165)	8/15/2011
USCG-2011-0793	Pascagoula, MS	Safety Zone (Part 165)	8/15/2011
USCG-2011-0794	Panama City, FL	Safety Zone (Part 165)	10/7/2011
USCG-2011-0800	Oahu, HI	Security Zone (Part 165)	11/10/2011
USCG-2011-0802	Sussex County, DE	Safety Zone (Part 165)	8/15/2011
USCG-2011-0811	West Linn, OR	Safety Zone (Part 165)	9/4/2011
USCG-2011-0813	Ashland City, TN	Special Local Regulation (Part 100)	9/10/2011
USCG-2011-0815	Upper Mississippi River	Security Zone (Part 165)	8/17/2011
USCG-2011-0818	Grand Island, NY	Safety Zone (Part 165)	9/10/2011
USCG-2011-0819	Kendall, NY	Safety Zone (Part 165)	9/3/2011
USCG-2011-0820	Laughlin, NV	Safety Zone (Part 165)	9/4/2011
USCG-2011-0823	Illinois River	Safety Zone (Part 165)	9/17/2011
USCG-2011-0824	Erie, PA	Safety Zone (Part 165)	8/21/2011
USCG-2011-0827	San Diego, CA	Safety Zone (Part 165)	9/16/2011
USCG-2011-0832	San Diego, CA	Safety Zone (Part 165)	9/18/2011
USCG-2011-0833	Southport, ME	Drawbridge Operation Regulation (Part 117)	9/8/2011
USCG-2011-0835	San Francisco, CA	Safety Zone (Part 165)	9/27/2011
USCG-2011-0836	Sausalito, CA	Safety Zone (Part 165)	9/24/2011
USCG-2011-0840	Oceanside, CA	Safety Zone (Part 165)	9/25/2011
USCG-2011-0845	San Francisco, CA	Special Local Regulation (Part 100)	10/6/2011
USCG-2011-0849	Hampton Roads, VA	Safety Zone (Part 165)	8/26/2011
USCG-2011-0850	Baltimore, MD	Safety Zone (Part 165)	8/27/2011
USCG-2011-0853	Bronx, NY	Safety Zone (Part 165)	9/8/2011
USCG-2011-0858	Virginia Beach, VA	Safety Zone (Part 165)	9/4/2011
USCG-2011-0859	Fall River, MA	Drawbridge Operation Regulation (Part 117)	9/11/2011
USCG-2011-0860	Agate Pass, WA	Safety Zone (Part 165)	9/14/2011
USCG-2011-0863	Detroit, MI	Security Zone (Part 165)	9/5/2011
USCG-2011-0866	Sacramento, CA	Drawbridge Operation Regulation (Part 117)	10/9/2011
USCG-2011-0871	Alaska Hwy Ferry Terminal	Safety Zone (Part 165)	9/8/2011
USCG-2011-0872	Miami, FL	Safety Zone (Part 165)	9/25/2011
USCG-2011-0873	Virginia Beach, VA	Safety Zone (Part 165)	10/1/2011
USCG-2011-0889	Clearwater, FL	Safety Zone (Part 165)	10/1/2011
USCG-2011-0892	Tampa, FL	Safety Zone (Part 165)	10/11/2011
USCG-2011-0896	Clearwater, FL	Safety Zone (Part 165)	10/15/2011
USCG-2011-0898	Upper Mississippi River	Safety Zone (Part 165)	9/13/2011
USCG-2011-0900	Portland, OR	Safety Zone (Part 165)	10/1/2011
USCG-2011-0913	San Diego, CA	Special Local Regulation (Part 100)	10/15/2011
USCG-2011-0927	Kodiak Island, AK	Safety Zone (Part 165)	9/27/2011
USCG-2011-0928	Philadelphia, PA	Safety Zone (Part 165)	9/24/2011
USCG-2011-0930	Liberty Island, NY	Safety Zone (Part 165)	10/28/2011
USCG-2011-0933	Portsmouth, NH	Safety Zone (Part 165)	10/2/2011
USCG-2011-0935	Marco Island, FL	Safety Zone (Part 165)	10/29/2011
USCG-2011-0951	Somers Point, NJ	Safety Zone (Part 165)	10/3/2011
USCG-2011-0952	Bratenahl, OH	Safety Zone (Part 165)	10/4/2011
USCG-2011-0957	Ogdensburg, NY	Safety Zone (Part 165)	10/8/2011
USCG-2011-0963	Wilmington, DE	Safety Zone (Part 165)	10/8/2011
USCG-2011-0965	Pittsburgh, PA	Security Zone (Part 165)	10/11/2011
USCG-2011-0988	Zilwaukee, MI	Safety Zone (Part 165)	10/21/2011
USCG-2011-1012	Jacksonville, FL	Safety Zone (Part 165)	11/3/2011
USCG-2011-1016	Matlacha, FL	Safety Zone (Part 165)	10/25/2011
USCG-2011-1018	St. Petersburg, FL	Safety Zone (Part 165)	11/4/2011
USCG-2011-1031	Baltimore, MD	Security Zone (Part 165)	11/1/2011
USCG-2011-1036	Pittsburgh, PA	Security Zone (Part 165)	11/4/2011
USCG-2011-1040	Washington DC	Security Zone (Part 165)	11/2/2011
USCG-2011-1043	Hampton, VA	Safety Zone (Part 165)	11/4/2011
USCG-2011-1054	Miami, FL	Safety Zone (Part 165)	11/8/2011
USCG-2011-1064	Portland, OR	Drawbridge Operation Regulation (Part 117)	11/15/2011

DEPARTMENT OF HOMELAND SECURITY**Coast Guard****33 CFR Part 110**

[Docket No. USCG–2011–0443]

RIN 1625–AA01

Anchorage Regulations; Newport, RI

AGENCY: Coast Guard, DHS.

ACTION: Final rule.

SUMMARY: The Coast Guard is changing the shape and expanding the dimensions of anchorage “D” at Newport, Rhode Island, to better accommodate increasing cruise ship visits to Newport and to improve navigation safety.

DATES: This rule is effective April 9, 2012.

ADDRESSES: Comments and material received from the public, as well as documents mentioned in this preamble as being available in the docket, are part of docket USCG–2011–0443 and are available online by going to <http://www.regulations.gov>, inserting USCG–2011–0443 in the “Keyword” box, and then clicking “Search.” This material is also available for inspection or copying at the Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, call Mr. Edward G. LeBlanc, Chief, Waterways Management Division, Coast Guard Sector Southeastern New England, at 401–435–2351, or Edward.G.LeBlanc@uscg.mil or Lieutenant Junior Grade Isaac M. Slavitt, Waterways Management Division, Coast Guard First District, at 617–223–8385. If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202–366–9826.

SUPPLEMENTARY INFORMATION:**Regulatory Information**

On September 27, 2011, we published a notice of proposed rulemaking (NPRM) entitled “Anchorage Regulations; Newport, RI” in the *Federal Register* (76 FR 59596). We received no comments on the proposed rule.

Basis and Purpose

The Secretary of Homeland Security has delegated to the Coast Guard the

authority to establish and regulate anchorage grounds in accordance with 33 U.S.C. 471, 1221 through 1236, 2030, 2035, and 2071; 33 CFR 1.05–1; and Department of Homeland Security Delegation No. 0170.1. The purpose of this rule is to change the shape and expand the dimensions of anchorage “D” at Newport, Rhode Island, to better accommodate increasing cruise ship visits to Newport, and to improve navigation safety.

Background

This rule changes the shape and expands the size of anchorage “D” west of Goat Island, Newport, RI, to safely accommodate up to three cruise ships simultaneously. Currently, it is a trapezoid-shaped anchorage of approximately 0.11 square nautical miles that can safely accommodate only two cruise ships simultaneously. Over the past several years, cruise ship visits to Newport, RI, have been more frequent. On occasion, there is a need to anchor up to three cruise ships simultaneously in anchorage “D”. For the convenience and safety of passengers and to improve navigation safety, an increase in the size of the anchorage is necessary. The Coast Guard believes the depth of water, water-sheet area, and density of vessel traffic in the vicinity of Newport west of Goat Island are sufficient to accommodate this change.

Consequently, the Coast Guard is changing the shape of anchorage “D” from a trapezoid to a square, and expanding its size from approximately 0.11 to 0.24 square nautical miles. The rule also includes specific anchorage points when there are one, two, or three vessels anchored in anchorage “D”.

This rule will not change the current provision in 33 CFR 110.145(a)(4)(i) and (ii) that gives preference to the U.S. Navy from May 1 to October 1 each year should it require the anchorage, and the rule allows temporary floats or buoys for marking of anchors or moorings.

Discussion of Comments and Changes

We received no comments on and made no changes to the proposed rule. No public meeting was requested, and none was held.

Regulatory Analyses

We developed this rule after considering numerous statutes and executive orders related to rulemaking. Below we summarize our analyses based on 13 of these statutes or executive orders.

Executive Order 12866 and Executive Order 13563

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866, Regulatory Planning and Review, as supplemented by Executive Order 13563, and does not require an assessment of potential costs and benefits under section 6(a)(3) of that Order. The Office of Management and Budget has not reviewed it under that Order.

The economic impact of this rule will not be significant because it only modifies the shape of a currently-existing anchorage at Newport, RI, and although it also increases the size of the anchorage, the water-sheet area covered by the proposed anchorage is still less than 0.25 square nautical miles.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601–612), we have considered whether this rule would have a significant economic impact on a substantial number of small entities. The term “small entities” comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000.

The Coast Guard certifies under 5 U.S.C. 605(b) that this rule will not have a significant economic impact on a substantial number of small entities. This rule may affect the following entities, some of which might be small entities: the owners or operators of vessels that have a need to anchor in anchorage “D” at Newport, RI.

This rule will not have a significant economic impact on a substantial number of small entities for the following reasons: This rule only modifies the shape of a currently-existing anchorage at Newport, RI, and although it also increases the size of the anchorage, the water-sheet area covered by the proposed anchorage is still less than 0.25 square nautical miles; it does not impose new requirements that would affect vessels’ schedules or their ability to transit in the Newport, RI, area or Narragansett Bay, nor does it require the purchase of any new equipment or the hiring of any additional crew.

Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), in the NPRM we offered to assist small entities in understanding the rule so that they could better evaluate its effects on them and participate in the rulemaking process.