DEPARTMENT OF COMMERCE

Bureau of Industry and Security

15 CFR Parts 700, 701, 702, 705, 730, 732, 734, 736, 738, 740, 742, 743, 744, 746, 747, 748, 750, 754, 756, 758, 760, 762, 764, 766, 768, 770, 772, and 774

[Docket No. 160212107–6107–01]

RIN 0694–AG84

Updated Legal Authority Citations

AGENCY: Bureau of Industry and Security, Commerce.

ACTION: Final rule.

SUMMARY: This rule updates the Code of Federal Regulations (CFR) legal authority citations in the National Security Industrial Base Regulations (NSIBR) and the Export Administration Regulations (EAR). The citation updates reflect recent editorial reclassifications within the United States Code, the repeal of certain statutory authorities, the continuation of an emergency declared in an executive order, and minor stylistic edits. This is a non-substantive rule that only updates legal authority paragraphs of the NSIBR and the EAR. It does not alter any right, obligation or prohibition that applies to any person under the NSIBR or the EAR.

DATES: The rule is effective February 29, 2016.


SUPPLEMENTARY INFORMATION:

Background

Authority for various parts of 15 CFR Chapter VII is based on the Defense Production Act of 1950 as amended, the Military Selective Service Act, the Export Administration Act of 1979 as amended and the Trading with the Enemy Act. This rule updates authority citations in 15 CFR Chapter VII to include the most recent applicable United States Code (“U.S.C.”) citations for those statutes. Additionally, the authority for parts 730 and 744 of that chapter rests, in part, on Executive Order 12947—Prohibiting Transactions With Respect to Terrorists Who Threaten To Disrupt the Middle East Peace Process (60 FR 5079, 3 CFR, 1995 Comp., p. 356) and on the annual notice continuing the emergency declared in that executive order. This rule updates the authority citations for those parts to cite the most recent such notice. This rule also removes citations to Section 103 of the Energy Policy and Conservation Act, which has been repealed, and adds citations to the Annual Compilation of Presidential Documents for Presidential documents that have been compiled therein.

Finally, this rule makes stylistic edits to conform citations to the style prescribed in the Federal Register Document Drafting Handbook.

The specific reasons for the revisions are as follows:

• Parts 700, 701 and 702 to cite the most recent U.S.C. codification of the Defense Production Act of 1950 as amended;
• Part 700 to cite the most recent U.S.C. codification of the Military Selective Service Act;
• Parts 730 through 744 and 746 through 774 to cite the most recent U.S.C. codification of the Export Administration Act;
• Parts 730, 734, 754 and 774 to remove the citation to Section 103 of the Energy Policy and Conservation Act, 42 U.S.C. 6212, which dealt with, inter alia, restrictions on exports of crude oil and has been repealed;
• Parts 730, 738 and 774 to cite the most recent U.S.C. codification of the Trading With the Enemy Act;
• Parts 730 and 744 to cite the presidential notice of January 22, 2016 continuing the emergency declared in E.O. 12947; and
• Parts 743, 746, 747 and 750 to cite the Title 3 CFR Annual Compilation of Presidential Documents for Presidential documents that have been compiled therein.

All other changes to the authority citations made by this rule are stylistic changes made to conform to the style of the Federal Register Document Drafting Handbook.

This rule is purely procedural, and makes no changes other than to revise CFR authority paragraphs for the purpose of making the authority citations current and to conform to Federal Register Document Drafting Handbook style. It does not change the text of any section of Chapter VII nor does it alter any right, obligation or prohibition that applies to any person under that chapter.

Rulemaking Requirements

1. Executive Orders 13563 and 12866 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). This rule does not impose any regulatory burden on the public and is consistent with the goals of Executive Order 13563. This rule has been determined to be not significant for purposes of Executive Order 12866.

2. Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.) (PRA), unless that collection of information displays a currently valid Office of Management and Budget (OMB) Control Number. This rule does not involve any collection of information.

3. This rule does not contain policies with Federalism implications as that term is defined under Executive Order 13132.

4. The Department finds that there is good cause under 5 U.S.C. 553(b)(B) to waive the provisions of the Administrative Procedure Act requiring prior notice and the opportunity for public comment because they are unnecessary. This rule only updates legal authority citations. It clarifies information and is non-discretionary. This rule does not alter any right, obligation or prohibition that applies to any person under the EAR. Because these revisions are not substantive changes, it is unnecessary to provide notice and opportunity for public comment. In addition, the 30-day delay in effectiveness otherwise required by 5 U.S.C. 553(d) is not applicable because this rule is not a substantive rule. Because neither the Administrative Procedure Act nor any other law requires that notice of proposed rulemaking and an opportunity for public comment be given for this rule, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601 et seq.) are not applicable. Accordingly, no Final Regulatory Flexibility Analysis is required and none has been prepared.

List of Subjects

15 CFR Part 700

Administrative practice and procedure, Business and industry, Government contracts, National defense, Reporting and recordkeeping requirements, Strategic and critical materials.
PART 768—[AMENDED]

25. The authority citation for 15 CFR part 768 is revised to read as follows:


PART 770—[AMENDED]

26. The authority citation for 15 CFR part 770 is revised to read as follows:


PART 772—[AMENDED]

27. The authority citation for 15 CFR part 772 is revised to read as follows:


PART 774—[AMENDED]

28. The authority citation for 15 CFR part 774 is revised to read as follows:


Kevin J. Wolf,
Assistant Secretary for Export Administration.

[FR Doc. 2016–04324 Filed 2–26–16; 8:45 am]
BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117
[Docket No. USCG–2016–0139]

Drawbridge Operation Regulation; Lake Washington Ship Canal, Seattle, WA

AGENCY: Coast Guard, DHS.

ACTION: Notice of deviation from drawbridge regulation.

SUMMARY: The Coast Guard has issued a temporary deviation from the operating schedule that governs the Montlake Bridge across the Lake Washington Ship Canal, mile 5.2, at Seattle, WA. The deviation is necessary to accommodate a bike ride by the Cascade Bicycle Club. This deviation allows the bridge to remain in the closed-to-navigation position to allow for the safe movement of event participants.

DATES: This deviation is effective from 7 a.m. on April 2, 2016 to 12:30 p.m. on April 3, 2016.

ADDRESSES: The docket for this deviation, [USCG–2016–0135] is available at http://www.regulations.gov. Type the docket number in the “SEARCH” box and click “SEARCH.” Click on Open Docket Folder on the line associated with this deviation.

FOR FURTHER INFORMATION CONTACT: If you have questions on this temporary deviation, call or email Mr. Steven Fischer, Bridge Administrator, Thirteenth Coast Guard District; telephone 206–220–7282, email d13-pf-d13bridges@uscg.mil.

SUPPLEMENTARY INFORMATION: The Washington State Department of Transportation requested permission for the Montlake Bridge across the Lake Washington Ship Canal to remain in the closed-to-navigation position to facilitate the safe, uninterrupted roadway passage of event participants. The deviation is necessary to accommodate the grand opening of the new Evergreen Point Floating Bridge bike ride by the Cascade Bicycle Club. The Montlake Bridge in the closed position provides 30 feet of vertical clearance throughout the navigation channel, and 46 feet of vertical clearance throughout the center 60 feet of the bridge; vertical clearance references to the Mean Water Level of Lake Washington. The deviation period is from 7 a.m. to 6 p.m. on April 2, 2016, and from 6:30 a.m. to 12:30 p.m. on April 3, 2016. The normal operating schedule for the Montlake Bridge operates in accordance with 33 CFR 117.1051(e).

Waterway usage on the Lake Washington Ship Canal ranges from commercial tug and barge to small pleasure craft. Vessels able to pass through the bridge in the closed-to-navigation position may do so at any time. The bridge will be able to open for emergencies. The Lake Washington Ship Canal has no immediate alternate route for vessels to pass. The Coast Guard will also inform the users of the waterways through our Local and Broadcast Notices to Mariners of the change in operating schedule for the bridge so that vessels can arrange their transits to minimize any impact caused by the temporary deviation.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the designated time period. This deviation from the operating regulations is authorized under 33 CFR 117.35.


Steven M. Fischer,
Bridge Administrator, Thirteenth Coast Guard District.

[FR Doc. 2016–04244 Filed 2–26–16; 8:45 am]
BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117
[Docket No. USCG–2016–0139]

Drawbridge Operation Regulation; Long Creek & Sloop Channel, Hempstead, NY

AGENCY: Coast Guard, DHS.

ACTION: Notice of deviation from drawbridge regulation.

SUMMARY: The Coast Guard has issued a temporary deviation from the operating schedule that governs the Loop Parkway Bridge, mile 0.7, across Long Creek, and the Meadowbrook State Parkway Bridge, mile 12.8, across Sloop Channel, both at Hempstead, New York. This temporary deviation is necessary to facilitate the Dee Snider’s Motorcycle Ride to Fight Hunger on Long Island.

DATES: This deviation is effective from 11 a.m. to 1 p.m. on September 18, 2016.

ADDRESSES: The docket for this deviation, [USCG–2016–0139] is available at http://www.regulations.gov. Type the docket number in the “SEARCH” box and click “SEARCH.” Click on Open Docket Folder on the line associated with this deviation.

FOR FURTHER INFORMATION CONTACT: If you have questions on this temporary deviation, call or email Ms. Judy K. Leung-Yee, Project Officer, First Coast Guard District, telephone (212) 514–4330, email judy.k.leung-yee@uscg.mil.

SUPPLEMENTARY INFORMATION: Long Island Cares, Inc. requested and the bridge owner for both bridges, the State of New York Department of Transportation, concurred with this temporary deviation from the normal operating schedule to facilitate a public event, the Dee Snider’s Motorcycle Ride to Fight Hunger.

The Loop Parkway Bridge, mile 0.7, across Long Creek has a vertical clearance in the closed position of 21