

Dated: April 13, 2017.

Matthew S. Borman,
Deputy Assistant Secretary for Export
Administration.

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DEPARTMENT OF COMMERCE

**National Oceanic and Atmospheric
Administration**

15 CFR Part 950

[Docket No. 161107999-6999-01]

RIN 0648-BG39

**Schedule of Fees for Access to NOAA
Environmental Data, Information, and
Related Products and Services**

AGENCY: National Environmental
Satellite, Data and Information Service
(NESDIS), National Oceanic and
Atmospheric Administration (NOAA),
Department of Commerce.

ACTION: Final rule.

SUMMARY: In this final rule, NESDIS
adds a new service/product to the
NESDIS FY 2017 schedule of fees for the
sale of its data, information, and related
products and services to users. NESDIS
is authorized under the United States
Code to assess fees, up to fair market
value, for access to environmental data,
information, and products derived from,
collected, and/or archived by NOAA.
This action adds a new user fee for a
data product titled, High Definition
Geomagnetic Model—Real Time.

DATES: Effective May 18, 2017.

FOR FURTHER INFORMATION CONTACT:
Lynn Hodges (301) 713-7064.

SUPPLEMENTARY INFORMATION:

Background

NESDIS operates NOAA’s National
Center for Environmental Information
(NCEI). Through NCEI, NESDIS
provides and ensures timely access to
global environmental data from
satellites and other sources, provides
information services, and develops
science products. NESDIS maintains
some 1,300 databases containing over
2,400 environmental variables at NCEI

and seven World Data Centers. These
centers respond to over 2,000,000
requests for these data and products
annually from over 70 countries. This
collection of environmental data and
products is growing rapidly, both in size
and sophistication, and as a result the
associated costs have increased.

Users have the ability to access the
data offline, online and through the
NESDIS *e-Commerce System (NeS)*
online store. Our ability to provide data,
information, products and services
depends on user fees.

Fee Schedule

In an October 22, 2015, final rule (80
FR 63914), NESDIS established a new
schedule of fees for the sale of its data,
information, and related products and
services to users (“October 2015 Fee
Schedule Rule”). NESDIS revised the
fee schedule that had been in effect
since 2013 to ensure that the fees
accurately reflect the costs of providing
access to the environmental data,
information, and related products and
services.

NESDIS will continue to review the
user fees periodically, and will revise
such fees as necessary. Any future
changes in the user fees and their
effective date will be announced
through notice in the **Federal Register**.

Need for Addition

High Definition Geomagnetic Model—
Real Time accurately models the
magnetic fields originating in the Earth’s
magnetosphere in real-time using a
combination of solar-wind observing
satellites situated between Earth and
sun and a chain of geomagnetic
observatories on the Earth’s surface.

We are adding a new user fee for this
data product—High Definition
Geomagnetic Model—Real Time—to the
current user fee schedule. Accordingly,
Appendix A to Part 950—Schedule of
User Fees for Access to NOAA
Environmental Data includes the user
fees established in October 2015 and the
new fee established by this final rule:
High Definition Geomagnetic Model—
Real Time Fee. In addition, NESDIS has
deleted the New Fee column in
Appendix A to avoid confusion given
that this final rule is not issuing a new

schedule of fees but rather the addition
of one new fee.

Classification

This rule has been determined to be
not significant for purposes of E.O.
12866. The provisions of the
Administrative Procedure Act (5 U.S.C.
553) requiring notice of proposed
rulemaking and the opportunity for
public comment are inapplicable
because this rule falls within the public
property exception of subparagraph
(a)(2) of section 553, as it relates only to
the assessment of fees, as authorized by
15 U.S.C. 1534, that accurately reflect
the costs of providing access to publicly
available environmental data,
information, and related products.
Further, no other law requires that a
notice of proposed rulemaking and an
opportunity for public comment be
given for this rule. Because a notice of
proposed rulemaking and an
opportunity for public comment are not
required to be given for this rule under
5 U.S.C. 553 or by any other law, the
requirements of the Regulatory
Flexibility Act (5 U.S.C. 601 *et seq.*) are
not applicable. Accordingly, no
Regulatory Flexibility Analysis is
required and none has been prepared.

List of Subjects in 15 CFR Part 950

Organization and functions
(government agencies).

Dated: April 5, 2017.

Cherish Johnson,

Chief Financial Officer/Chief Administrative
Officer.

For the reasons set forth above, 15
CFR part 950 is amended as follows:

**PART 950—ENVIRONMENTAL DATA
AND INFORMATION**

■ 1. The authority citation for part 950
continues to read as follows:

Authority: (5 U.S.C. 552, 553).
Reorganization Plan No. 4 of 1970.

■ 2. Appendix A to part 950 is revised
to read as follows:

**Appendix A to Part 950—Schedule of
User Fees for Access to NOAA
Environmental Data**

Name of product/data/publication/information/service	Current fee
NOAA National Center for Environmental Information:	
Department of Commerce Certification	\$116.00
General Certification	92.00
Paper Copy	3.00
Data Poster	18.00
Shipping Service	8.00
Rush Order Fee	60.00
Super Rush Order Fee	100.00

Name of product/data/publication/information/service	Current fee
Foreign Handling Fee	43.00
NEXRAD Doppler Radar Color Prints	21.00
Paper Copy from Electronic Media	8.00
Offline In-Situ Digital Data	175.00
Microfilm Copy (roll to paper) per frame from existing film	20.00
Satellite Image Product	92.00
Offline Satellite, Radar, and Model Digital Data (average unit size is 1 terabyte)	753.00
Conventional CD-ROM/DVD	110.00
Specialized CD-ROM/DVD	208.00
CD-ROM/DVD Copy, Offline	43.00
CD-ROM/DVD Copy, Online Store	16.00
Facsimile Service	89.00
Order Handling	11.00
Non-Digital Order Consultation	10.00
Digital Order Consultation	28.00
Non-Serial Publications	32.00
Non-Standard Data; Select/Copy to CD, DVD or Electronic Transfer, Specialized, Offline	77.00
Digital and Non-Digital Off-the-Shelf Products, Online	13.00
Digital and Non-Digital Off-the-Shelf Products, Offline	17.00
Order Consultation Fee	4.00
Handling and Packing Fee	12.00
World Ocean Database-World Ocean Atlas 2009 DVDs	(*)
Mini Poster	2.00
Icosahedron Globe	1.00
Convert Data to Standard Image	8.00
Single Orbit OLS & Subset	19.00
Single Orbit OLS & Subset, Additional Orbits	6.00
Geolocated Data	50.00
Subset of Pre-existing Geolocated Data	32.00
Global Nighttime Lights Annual Composite from One Satellite	74,924.00
Most Recent DMSP-OLS Thermal Band/Cloud Cover Mosaics from Multiple Satellites	(*)
Daily or Nightly Global Mosaics (visible & thermal band, single spectral band or environmental data)	332.00
Global Nighttime Lights Lunar Cycle	8,259.00
Radiance Calibrated Global DMSP-OLS Nighttime Lights Annual Composite from One Satellite	(*)
Research Data Series CD-ROM/DVD	25.00
Custom Analog Plotter Prints	(*)
NOS Bathymetric Maps and Miscellaneous Archived Publication Inventory	8.00
Global Annual Composite of Nighttime Lights in Monthly Increments From One Satellite	10,794.00
High Definition Geomagnetic Model	20,262.00
High Definition Geomagnetic Model—Real Time	26,204.00
Provision of Global Nighttime VIIRS day/night band data in geotiff format	55,727.00
Provision of Global Nighttime VIIRS day/night band data in HDF5 Format	27,888.00
Provision of regional data from the VIIRS instrument on a daily basis	14,306.00

* Reflects a product no longer offered.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 100

[Docket Number USCG-2017-0189]

RIN 1625-AA08

Special Local Regulation; Lake Ferguson; Greenville, MS

AGENCY: Coast Guard, DHS.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary special local regulation controlling movement of vessels for certain waters of Lake Ferguson, Greenville, MS. This rule is

necessary to provide for the safety of life on navigable waters during a paddling event on April 22, 2017. This regulation prohibits entry by all vessels, mariners, and persons into the event area, an approximate 300-yard stretch of Lake Ferguson extending approximately 150-yards west from the Greenville boat launch. All vessels transiting Lake Ferguson west-northwest of the regulated area will be limited to slowest speed for safe navigation to minimize wake unless specifically authorized by the Captain of the Port Memphis or an on-scene representative.

DATES: This rule is effective from 8 a.m. until 4 p.m. on April 22, 2017.

ADDRESSES: To view documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov>, type USCG-2017-0189 in the "SEARCH" box and click "SEARCH." Click on Open Docket

Folder on the line associated with this rule.

FOR FURTHER INFORMATION CONTACT: If you have questions about this rule, call or email Petty Officer Todd Manow, Waterways Management, Sector Lower Mississippi River, U.S. Coast Guard, telephone 901-521-4813, email Todd.M.Manow@uscg.mil.

SUPPLEMENTARY INFORMATION:

I. Table of Abbreviations

CFR Code of Federal Regulations
 COTP Captain of the Port
 DHS Department of Homeland Security
 E.O. Executive Order
 FR Federal Register
 NPRM Notice of proposed rulemaking
 § Section
 U.S.C. United States Code

II. Background Information and Regulatory History

The Coast Guard is issuing this temporary final rule without prior