

### Request for Input

With an eye toward the Fall iteration of the semi-annual regulatory agenda, PBGC is requesting information, suggestions, and comment from the public—including from plan sponsors, participants, practitioners, organizations representing retirees and plan participants, and other parties participating in or affected by PBGC's programs—on regulatory and deregulatory actions PBGC should take.

To facilitate this request for information, PBGC developed the questions below, the answers to which will help determine whether there are gaps in regulatory guidance where the public believes rulemaking would be beneficial, and help PBGC evaluate the continued effectiveness and usefulness of existing regulations.

To maximize the effectiveness of comments, PBGC suggests that commenters:

- Clearly identify the regulation at issue, providing the Code of Federal Regulations (CFR) citation where available;
- Explain, in as much detail as possible, why they believe regulating in a specific area is necessary or beneficial, or why an existing rule may be outdated, unnecessary, or ineffective; and
- Describe the costs and benefits of taking a particular regulatory or deregulatory action and the data or experience on which the commenter bases a recommendation.

1. Are there areas where PBGC rulemaking or other guidance would clarify or ease the burden of certain statutory requirements on the public? Would tools such as regulatory safe harbors help plans and sponsors comply with applicable requirements, and if so, what areas particularly would benefit from safe harbors?

2. Are there challenges affecting the establishment and maintenance of pension plans or other aspects of the private pension plan system that should be addressed through rulemaking or other guidance?

3. Are there regulations PBGC should modernize that have become outdated? If so, what type of change (*e.g.*, innovations in technology, business or actuarial practices, consumer (worker and retiree) needs) has caused the rules to become outdated? How would PBGC modernize such rules?

4. What, if any, technological developments would relieve the administrative burden of an existing regulation or existing information collection?

5. Are there regulations establishing programs or processes that have not

operated as well as expected? If so, what specifically has not worked and why?

6. Are there regulations that are unnecessarily complicated which could be streamlined to achieve regulatory objectives more efficiently?

7. Does PBGC have regulations or information collections (*e.g.*, forms, reports, or notices) that are duplicative or that have conflicting requirements with other agencies, such as the Department of the Treasury, Internal Revenue Service, or Department of Labor?

8. Does PBGC ask for information in forms or on reports that may be stale, duplicative, or unnecessary to achieve a particular statutory purpose or regulatory objective? Are there PBGC-required notices from plans to third parties (such as plan participants) that ask for or relay duplicative information?

9. Has PBGC issued any significant guidance documents (*e.g.*, technical updates, policy statements) that may be outdated, ineffective, or unnecessary to achieve a particular statutory purpose or regulatory objective?

10. Are there regulations that could be tailored to impose less burden on the public? If so, what could be alternative regulatory or other approaches to such rules?

11. Are there regulations that are unnecessary and could be repealed or replaced without impairing a PBGC program's statutory purpose?

12. Are there PBGC regulations that eliminate jobs, or inhibit job creation?

13. Are there any other areas where PBGC could improve its regulations to better accomplish its mission?

These questions are not intended to be exhaustive. Commenters may raise other issues or make suggestions unrelated to these questions that they believe would help PBGC develop a better and more responsive regulatory structure.

Issued in Washington, DC.

**W. Thomas Reeder,**

*Director, Pension Benefit Guaranty Corporation.*

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### DEPARTMENT OF HOMELAND SECURITY

#### Coast Guard

#### 33 CFR Chapter I

#### 46 CFR Chapters I and III

#### 49 CFR Chapter IV

[Docket No. USCG-2017-0662]

### Navigation Safety Advisory Council—Input To Support Regulatory Reform of Coast Guard Regulations—New Task

**AGENCY:** U.S. Coast Guard, Department of Homeland Security.

**ACTION:** Announcement of new task assignment for the Navigation Safety Advisory Council (NAVSAC); teleconference meeting.

**SUMMARY:** The U.S. Coast Guard is issuing a new task to the Navigation Safety Advisory Council (NAVSAC). The U.S. Coast Guard is asking NAVSAC to help the agency identify existing regulations, guidance, and collections of information (that fall within the scope of the Council's charter) for possible repeal, replacement, or modification. This tasking is in response to the issuance of Executive Orders 13771, "Reducing Regulation and Controlling Regulatory Costs; 13777, "Enforcing the Regulatory Reform Agenda;" and 13783, "Promoting Energy Independence and Economic Growth." The full Council is scheduled to meet by teleconference on August 16, 2017, to discuss this tasking. This teleconference will be open to the public. The U.S. Coast Guard will consider NAVSAC recommendations as part of the process of identifying regulations, guidance, and collections of information to be repealed, replaced, or modified pursuant to the three Executive Orders discussed above.

**DATES:** The full Council is scheduled to meet by teleconference on August 16, 2017, from 1 p.m. to 3 p.m. EDT. Please note that this teleconference may adjourn early if the Council has completed its business.

**ADDRESSES:** To join the teleconference or to request special accommodations, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section no later than 1 p.m. on August 9, 2017. The number of teleconference lines is limited and will be available on a first-come, first-served basis.

*Instructions:* Submit comments on the task statement at any time, including orally at the teleconference, but if you want Council members to review your

comments before the teleconference, please submit your comments no later than August 9, 2017. You must include the words “Department of Homeland Security” and the docket number for this action. Written comments may also be submitted using the Federal e-Rulemaking Portal at <http://www.regulations.gov>. If you encounter technical difficulties with comment submission, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this notice. Comments received will be posted without alteration at <http://www.regulations.gov>, including any personal information provided. You may review *Regulations.gov*’s Privacy and Security Notice at <https://www.regulations.gov/privacyNotice>.

**Docket Search:** For access to the docket or to read documents or comments related to this notice, go to <http://www.regulations.gov>, insert “USCG–2017–0662” in the Search box, press Enter, and then click on the item you wish to view.

**FOR FURTHER INFORMATION CONTACT:** Mr. George Detweiler, Alternate Designated Federal Officer of the Navigation Safety Advisory Council, telephone (202) 372–1566, or email [george.h.detweiler@uscg.mil](mailto:george.h.detweiler@uscg.mil).

#### **SUPPLEMENTARY INFORMATION:**

##### **New Task to the Council**

The U.S. Coast Guard is issuing a new task to NAVSAC to provide recommendations on whether existing regulations, guidance, and information collections (that fall within the scope of the Council’s charter) should be repealed, replaced, or modified. NAVSAC will then provide advice and recommendations on the assigned task and submit a final recommendation report to the U.S. Coast Guard.

##### **Background**

On January 30, 2017, President Trump issued Executive Order 13771, “Reducing Regulation and Controlling Regulatory Costs.” Under that Executive Order, for every one new regulation issued, at least two prior regulations must be identified for elimination, and the cost of planned regulations must be prudently managed and controlled through a budgeting process. On February 24, 2017, the President issued Executive Order 13777, “Enforcing the Regulatory Reform Agenda.” That Executive Order directs agencies to take specific steps to identify and alleviate unnecessary regulatory burdens placed on the American people. On March 28, 2017, the President issued Executive Order 13783, “Promoting Energy

Independence and Economic Growth.” Executive Order 13783 promotes the clean and safe development of our Nation’s vast energy resources, while at the same time avoiding agency actions that unnecessarily encumber energy production.

When implementing the regulatory offsets required by Executive Order 13771, each agency head is directed to prioritize, to the extent permitted by law, those regulations that the agency’s Regulatory Reform Task Force identifies as outdated, unnecessary, or ineffective in accordance with Executive Order 13777. As part of this process to comply with all three Executive Orders, the U.S. Coast Guard is reaching out through multiple avenues to interested individuals to gather their input about what regulations, guidance, and information collections, they believe may need to be repealed, replaced, or modified. On June 8, 2017, the U.S. Coast Guard issued a general notice in the **Federal Register** requesting comments from interested individuals regarding their recommendations, 82 FR 26632. In addition to this general solicitation, the U.S. Coast Guard also wants to leverage the expertise of its Federal Advisory Committees and is issuing similar tasks to each of its Committees. A detailed discussion of each of the Executive orders and information on where U.S. Coast Guard regulations, guidance, and information collections are found is in the June 8th notice.

##### **The Task**

NAVSAC is tasked to:  
*Provide input to the U.S. Coast Guard on all existing regulations, guidance, and information collections that fall within the scope of the Council’s charter.*

*1. One or more subcommittees/working groups, as needed, will be established to work on this tasking in accordance with the Council charter and bylaws. The subcommittee(s) shall terminate upon the approval and submission of a final recommendation to the U.S. Coast Guard from the parent Council.*

*2. Review regulations, guidance, and information collections and provide recommendations whether an existing rule, guidance, or information collection should be repealed, replaced or modified. If the Council recommends modification, please provide specific recommendations for how the regulation, guidance, or information collection should be modified. Recommendations should include an explanation on how and to what extent repeal, replacement or modification will*

*reduce costs or burdens to industry and the extent to which risks to health or safety would likely increase.*

*a. Identify regulations, guidance, or information collections that potentially impose the following types of burden on the industry:*

*i. Regulations, guidance, or information collections imposing administrative burdens on the industry.*

*ii. Regulations, guidance, or information collections imposing burdens in the development or use of domestically produced energy resources. “Burden,” for the purposes of compliance with Executive Order 13783, means “to unnecessarily obstruct, delay, curtail, or otherwise impose significant costs on the siting, permitting, production, utilization, transmission, or delivery of energy resources.”*

*b. Identify regulations, guidance, or information collections that potentially impose the following types of costs on the industry:*

*i. Regulations, guidance, or information collections imposing costs that are outdated (such as due to technological advancement), or are no longer necessary.*

*ii. Regulations, guidance, or information collections imposing costs which are no longer enforced as written or which are ineffective.*

*iii. Regulations, guidance, or information collections imposing costs tied to reporting or recordkeeping requirements that impose burdens that exceed benefits. Explain why the reporting or recordkeeping requirement is overly burdensome, unnecessary, or how it could be modified.*

*c. Identify regulations, guidance, and information collections that the Council believes have led to the elimination of jobs or inhibits job creation within a particular industry.*

*3. All regulations, guidance, and information collections, or parts thereof, recommended by the Council should be described in sufficient detail (by section, paragraph, sentence, clause, etc.) so that it can readily be identified. Data (quantitative or qualitative) should be provided to support and illustrate the impact, cost, or burden, as applicable, for each recommendation. If the data is not readily available, the Council should include information as to how such information can be obtained either by the Council or directly by the Coast Guard.*

##### **Public Participation**

All meetings associated with this tasking, both full Council meetings and subcommittee/working groups, are open to the public. A public oral comment period will be held during the August

16, 2017, teleconference. Public comments or questions will be taken at the discretion of the Designated Federal Officer; commenters are requested to limit their comments to 3 minutes. Please contact the individual listed in the **FOR FURTHER INFORMATION CONTACT**

section, to register as a commenter. Subcommittee meetings held in association with this tasking will be announced as they are scheduled through notices posted to *http://homeport.uscg.mil/navsac* and uploaded as supporting documents in

the electronic docket for this action, [USCG-2017-0662], at *Regulations.gov*.

**Michael D. Emerson,**  
*Director, Marine Transportation Systems.*  
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