made available as indicated under ADDRESSES.

G. Protest Activities
The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the FOR FURTHER INFORMATION CONTACT section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

1. The authority citation for part 165 continues to read as follows:


2. Add §165.0168 to read as follows:

§165.0168 Safety Zone; Ohio River, Louisville, KY.

(a) Location. The following area is a safety zone: All navigable waters of the Ohio River from Mile Marker (MM) 530.6 to MM 533.0, extending the entire width of the river.

(b) Enforcement period. This section is effective without actual notice from December 20, 2018 through January 20, 2019, or until the hazard has decreased, whichever occurs first. For the purposes of enforcement, actual notice will be used from December 20, 2018 until December 27, 2018.

(c) Regulations. (1) In accordance with the general regulations in §165.23, entry of vessels or persons into this zone is prohibited unless specifically authorized by the Captain of the Port Sector Ohio Valley (COTP) or designated representative. A designated representative is a commissioned, warrant, or petty officer of the U.S. Coast Guard assigned to units under the operational control of USCG Sector Ohio Valley.

(2) Vessels requiring entry into this safety zone must request permission from the COTP or a designated representative. To seek entry into the safety zone, contact the COTP or the COTP’s representative by telephone at 502–779–5422 or on VHF–FM channel 16.

(3) Persons and vessels permitted to enter this safety zone must transit at their slowest safe speed and comply with all lawful directions issued by the COTP or the designated representative.

(d) Information broadcasts. The COTP or a designated representative will inform the public through Broadcast Notices to Mariners of any changes in the planned schedule.

Dated: December 20, 2018.

M.B. Zamperini,
Captain, U.S. Coast Guard, Captain of the Port Sector Ohio Valley.

[FR Doc. 2018–28131 Filed 12–26–18; 8:45 am]

BILLING CODE 9110–04–P

LIBRARY OF CONGRESS
Copyright Office

37 CFR Parts 201, 202, 211, and 212
[Docket No. 2018–1]

Streamlining the Single Application and Clarifying Eligibility Requirements

AGENCY: U.S. Copyright Office, Library of Congress.

ACTION: Final rule.

SUMMARY: The U.S. Copyright Office is amending its regulations to update the eligibility requirements for its application forms to reflect recent technical updates. The final rule further clarifies the eligibility requirements for the Standard Application, which may be used to register certain works that are not eligible for the Single Application. It updates the eligibility requirements for the paper applications of both the Single Application and Standard Application by clarifying that these forms may be certified with a typed, printed, or handwritten signature, and by eliminating the “short form” version of these forms. The rule also makes several technical amendments to the regulations governing preregistration, mask works, vessel designs, the unit of publication registration option, and the group registration option for database updates.


FOR FURTHER INFORMATION CONTACT:
Robert J. Kasunic, Associate Register of Copyrights and Director of Registration Policy and Practice; Erik Bertin, Deputy Director of Registration Policy and Practice; or Anna Bonny Chauvet, Assistant General Counsel, by telephone at 202–707–8040 or by email at rkas@copyright.gov, ebertin@copyright.gov, or achau@copyright.gov.

SUPPLEMENTARY INFORMATION: Section 408(a) of the Copyright Act provides that a copyright owner or the owner of any of the exclusive rights in a work may seek a registration by delivering an application, filing fee, and an appropriate deposit to the U.S. Copyright Office (the “Office”). 17 U.S.C. 408(a). The statute gives the Register of Copyrights the authority to issue regulations concerning the specific nature of the deposit that should be submitted, the amount of the fee, and the information that should be included in the application. 17 U.S.C. 408(c)(1), 409(10), 702, 708(b).

On February 6, 2018, the Office issued a notice of proposed rulemaking (the “NPRM”) proposing to update the regulations governing its application forms to coincide with technical upgrades to its current electronic registration system. 83 FR 5227 (Feb. 6, 2018). The NPRM proposed changes to the regulations governing the Single Application to reflect changes in the Office’s electronic registration system and made a number of technical amendments. With respect to the Single Application, the proposed rule clarified that the Single Application may be used if (i) the claim is limited to one work, (ii) the work was created by one individual, (iii) all of the content appearing in the work was created by that individual, (iv) the author is sole owner of all rights in the work, and (v) the work is not a work made for hire. See 83 FR at 5228, 5229.

One exception is made for sound recordings that embody separate musical, literary, or dramatic works. The NPRM explained current Copyright Office practice that the Single Application may be used to register one sound recording and one musical work, literary work, or dramatic work, notwithstanding the fact that a sound recording and the work embodied in that recording are separate works. In particular, (i) the author of the sound recording and the work embodied in that recording must be the same individual, (ii) the author must own the copyright in both works, and (iii) the author must be the only performer
that recording are separate works.” 2 Accordingly, the Office is issuing a final rule nearly identical to the proposed rule, with a few additional technical changes. First, the final rule accounts for amendments resulting from a recent final rule on group registration of newsletters and serials. See 83 FR 61546 (Nov. 30, 2018). Second, the rule clarifies that claims should be submitted for registration in the administrative class that is most appropriate for the work being claimed, regardless of whether the paper or online application is used, and that sound recording claims should be submitted for registration in Class SR.

The Office did not receive comments on any other aspect of the proposed rule, including the Office’s question whether the author of a sound recording that features performers other than the author should be allowed to use the Single Application. The Office is accordingly maintaining the requirement that the author of the sound recording be the only performer on (and thus the sole author of) the sound recording. The Office remains open to revisiting this requirement in the course of its registration modernization process and encourages interested members of the public to provide views on this question in connection with those efforts. Similarly, due to the lack of comment, the Office is maintaining the ability for third parties to file Single Applications on behalf of the author/owner of the work, but will continue to monitor the usage of the Single Application. If corporate entities continue to be the predominant users of the Single Application, the Office may narrow the eligibility requirements, or reevaluate the need for that application entirely.

* * *

List of Subjects

37 CFR Part 201

Cable television, Copyright, Jukeboxes, Recordings, Satellites.

37 CFR Part 202

Claims, Copyright.

37 CFR Part 211

Computer technology, Science and technology, Semiconductor chip products.

37 CFR Part 212

Vessels.

1 The proposed rule made this change only with respect to copyright registration applications submitted on paper. The final rule eliminates the handwritten signature requirements in other kinds of paper forms as well. See 37 CFR 202.17(g)(2)(iii)(B) (Form RE); id. § 211.4(b)(3)(ii) (Form MW); id. 212.8(c)(1)(i)(A) (Form DC).

2 A copy of this comment may be found on the Office’s website at https://www.copyright.gov/rulemaking/streamlining-single/.

Final Regulations

For the reasons set forth in the preamble, the Copyright Office amends 37 CFR parts 201, 202, 211, and 212 as follows:

PART 201—GENERAL PROVISIONS

1. The authority citation for part 201 continues to read as follows:


2. In § 201.3, revise paragraph (c)(1) introductory text to read as follows:

§ 201.3 Fees for registration, recordation, and related services, special services, and services performed by the Licensing Division.

<table>
<thead>
<tr>
<th>Registration, recordation and related services</th>
<th>Fees ($)</th>
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<tbody>
<tr>
<td>(1) Registration of a claim in an original work of authorship:</td>
<td>* * * * *</td>
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<td>* * * * *</td>
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</tbody>
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PART 202—PREREGISTRATION AND REGISTRATION OF CLAIMS TO COPYRIGHT

3. The authority citation for part 202 continues to read as follows:

Authority: 17 U.S.C. 408(f), 702.

4. Amend § 202.3 as follows:

a. Revise the heading for paragraph (b)(2)(i) and add introductory text to paragraph (b)(2)(i).

b. Revise paragraphs (b)(2)(i)(A) and (B).

c. In paragraph (b)(2)(i)(C):

i. Remove the word “submission” and add in its place “application”;

ii. Remove the words “application fee” and add in their place “filing fee”;

and

iii. Remove the word “fund” and add in its place “funds”.

d. In paragraph (b)(2)(i)(D), remove the word “payment” and add in its place “filing fee”.

e. Add a heading to paragraph (b)(2)(ii) and revise paragraph (b)(2)(ii)(A).

f. Remove paragraphs (b)(2)(ii)(B) and (C).

g. Redesignate paragraph (b)(3) as paragraph (b)(2)(ii)(C) and remove the heading from newly redesignated paragraph (b)(2)(ii)(C).

h. Add paragraph (b)(2)(iii) and reserved paragraph (b)(3).
The revisions and additions read as follows:

§ 202.3 Registration for copyright.

(a) Approvals and Dismissals of Claims.

(i) The Office may cancel, refuse, or dismiss a claim if it determines that the claim does not qualify for registration.

(ii) The Office may cancel, refuse, or dismiss a claim if it determines that the claim cannot be properly registered.

(b) Claims for Copyright Protection.

(i) A claim for copyright protection may be registered by submitting an application to the Office.

(ii) The application must be filed on a form prescribed by the Register of Copyrights.

(iii) The application must include the following information:

(A) The name of the author and the claimant;

(B) The title of the work;

(C) The date of first publication;

(D) The name of the publisher or producer;

(E) The name of any other party who has a claim to the work;

(F) The fees associated with the registration.

(c) Fees for Registration.

(i) The fees for registration are set by the Register of Copyrights.

(ii) The fees may be paid in cash, check, or money order.

(iii) The fees must be paid prior to the registration of the claim.

(d) Certification of the Registration.

(i) The Register of Copyrights shall assign a registration number to the claim.

(ii) The registration number shall be recorded in the Office's records.

(iii) The registration number shall be provided to the claimant.

§ 202.16 [Amended]

5. Amend § 202.16(c)(4) by:

(a) Removing the words "Preregistration as a single work" and add in their place "Unit of publication";

(b) Removing the words "a single application" and add in their place "one application";

(c) Removing the words "a single preregistration fee" and add in their place "one filing fee";

(d) Removing the words "a single unit" and add in their place "the same unit";

and

(e) Removing the words "a single work" and add in their place "one work".

6. Amend § 202.17 by revising paragraph (g)(2)(ii)(B) to read as follows:

§ 202.17 Renewals.

(a) A claimant may renew a claim for copyright protection by submitting an application to the Office.

(b) The application must be filed on a form prescribed by the Register of Copyrights.

(c) The application must include the following information:

(i) The name of the author and the claimant;

(ii) The title of the work;

(iii) The date of publication;

(iv) The name of the publisher or producer;

(v) The fees associated with the renewal.

(d) Fees for Renewal.

(i) The fees for renewal are set by the Register of Copyrights.

(ii) The fees may be paid in cash, check, or money order.

(iii) The fees must be paid prior to the renewal of the claim.

(e) Certification of the Renewal.

(i) The Register of Copyrights shall assign a renewal number to the claim.

(ii) The renewal number shall be recorded in the Office's records.

(iii) The renewal number shall be provided to the claimant.
(g) * * *
(2) * * *
(ii) * * *
(B) The typed, printed, or handwritten signature of such claimant, successor or assignee, or agent, accompanied by the typed or printed name of that person if the signature is handwritten;
* * * * *

PART 211—MASK WORK PROTECTION

7. The authority citation for part 211 continues to read as follows:

8. Amend §211.4 by revising paragraphs (b)(3)(ii) and (d) introductory text to read as follows:
§ 211.4 Registration of claims of protection in mask works.
* * * * *
(b) * * *
(3) * * *
(ii) The typed, printed, or handwritten signature of the applicant, accompanied by the typed or printed name of that person if the signature is handwritten.
* * * * *
(d) Registration for one mask work. Subject to the exceptions specified in paragraph (c)(2) of this section, for purposes of registration on one application and upon payment of one filing fee, the following shall be considered one work:
* * * * *

PART 212—PROTECTION OF VESSEL DESIGNS

9. The authority citation for part 212 continues to read as follows:

10. Amend §212.3 as follows:
(i) * * *
(ii) * * *
(B) The typed, printed, or handwritten identifying the design is that of the Form D–VH/CON, and the deposit material must be attached to the Form D–VH/CON. The Form D–VH and all the Form D–VH/CONs for the application must be submitted together.
* * * * *

11. Amend §212.8 by revising paragraphs (c)(1)(x)(A) and (B) to read as follows:
§ 212.8 Correction of errors in certificates of registration.
* * * * *
(c) * * *
(1) * * *
(x) * * *
(A) The typed, printed, or handwritten signature of the owner of the registered design or of the duly authorized agent of such owner (who shall also be identified);
(B) The date of the signature and, if the signature is handwritten, the typed or printed name of the person whose signature appears;
* * * * *

Dated: November 30, 2018.

Karyn A. Temple,
Acting Register of Copyrights and Director of the U.S. Copyright Office.

Approved by:
Carla D. Hayden,
Librarian of Congress.

BILLING CODE 1410–30–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52
[83 FR 60769]

Air Plan Approval; AK: Fine Particulate Matter Infrastructure Requirements; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; correction.

SUMMARY: The Environmental Protection Agency (EPA) issued a final rule on November 27, 2018, entitled “Air Plan Approval; AK: Fine Particulate Matter Infrastructure Requirements.” This document makes a minor change to the November 27, 2018, action to correct a