

maritime center's piers while the ceremony is conducted. The safety zone will be in effect from 8 a.m. to 2 p.m. on June 14, 1996, unless terminated sooner by the Captain of the Port. This safety zone will prohibit access by all unauthorized persons to all waters within a 100 yard radius from a point located at 36-54'.28" N 076-05'.31" W during these operations. A safety zone is necessary to protect both the vessels involved with the operation and those operating in the vicinity.

#### Regulatory Evaluation

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has been exempted from review by the Office of Management and Budget under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary.

#### Collection of Information

This rule contains no collection of information requirements under Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*).

#### Federalism

The Coast Guard has analyzed this rule under the principles and criteria contained in Executive Order 12612 and has determined that it does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

#### Environment

The Coast Guard considered the environmental impact of this rule and concluded that under section 2.B.2.e(34) of Commandant Instruction M16475.1B (as revised by 59 FR 38654; July 29, 1994), this rule is categorically excluded from further environmental documentation.

#### List of Subjects in 33 CFR Part 165

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

For the reasons set out in the preamble, the Coast Guard amends 33 CFR 165 as follows:

### PART 165—[AMENDED]

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

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 160.5.; 49 CFR 1.46.

2. A new temporary section 165.T05-038 is added to read as follows:

#### **§ 165.T05-038 Safety Zone: Chesapeake Bay, Hampton Roads, Elizabeth River, Norfolk, Virginia.**

(a) *Location:* The following area is a safety zone: All waters within a 100 yard radius from a point located at 36-54'.28" N, 076-05'.31" W, on the Elizabeth River at the Nauticus National Maritime Center, Norfolk, Virginia, during the Change of Command Ceremony.

(b) *Definitions:* *Captain of the Port* means the Commanding Officer of the Marine Safety Office Hampton Roads, Norfolk, VA or any Coast Guard commissioned, warrant, or petty officer who has been authorized by the Captain of the Port to act on his behalf.

(c) (1) In accordance with the general regulations in section 165.23 and 165.501 of this part, entry into this zone is prohibited unless authorized by the Captain of the Port. The general requirements of section 165.23 and 165.501 also apply to this regulation.

(2) Persons or vessels requiring entry into or passage through the safety zone must first request authorization from the Captain of the Port. The Coast Guard vessels enforcing the safety zone can be contacted on VHF Marine Band Radio, channels 13 and 16. The Captain of the Port can be contacted at telephone number (804) 484-8192.

(d) The Captain of the Port will notify the public of changes in the status of this zone by Marine Safety Radio Broadcast on VHF Marine Band Radio, Channel 22 (157.1 MHz).

Dated: June 6, 1996.

D.A. Sande,  
*Captain, U.S. Coast Guard, Captain of the Port, Hampton Roads.*

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### 33 CFR Part 165

[COTP San Francisco Bay 96-003]

RIN 2115-AA97

#### **Safety Zone; San Francisco Bay, CA**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Temporary final rule.

**SUMMARY:** The Coast Guard is establishing a safety zone on the waters

of San Francisco Bay, California around the Coast Guard Cutter *Boutwell* which will be moored at the Coast Guard Island Pier, Alameda. The event requiring a safety zone is a military change of command ceremony. The zone will encompass a water area extending 25 yards forward, aft, and to the outboard side of the ship which will be moored at the following location: Latitude: 37°46'50"N, Longitude: 122°15'01"W. Persons and vessels are prohibited from entering into, transiting through, or anchoring within this safety zone unless authorized by the Captain of the Port.

**EFFECTIVE DATE:** This safety zone will be in effect on June 12, 1996, between 9:30 a.m., PDT, and 1:30 p.m., PDT, unless canceled earlier by the Captain of the Port.

**FOR FURTHER INFORMATION CONTACT:** Lieutenant Rob Lee, Coast Guard Marine Safety Office San Francisco Bay, CA; (510) 437-3073.

**SUPPLEMENTARY INFORMATION:** In accordance with 5 U.S.C. 553, a Notice of Proposed Rulemaking (NPRM) was not published for this regulation, and good cause exists for making it effective in less than 30 days after Federal Register publication. Publishing an NPRM and delaying its effective date would be contrary to the public interest since the cope of activities potentially attracting a number of spectator craft and thus requiring a safety zone was not finalized until a date fewer than 30 days prior to the event date.

#### Discussion of Regulation

The military change of command event requiring this regulation will begin at approximately 10:30 a.m. PDT on June 12, 1996. This safety zone is necessary to prevent spectator recreational and commercial craft from collecting within 25 yards of the cutter *Boutwell*, creating possible safety concerns for these vessels and the Coast Guard cutter. Persons and vessels are prohibited from entering into, transiting through, or anchoring within the safety zone unless authorized by the Captain of the Port.

#### Regulatory Evaluation

This regulation is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has been exempted from review by the Office of Management and Budget under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040;

February 26, 1979). The Coast Guard expects the economic impact of this regulation to be so minimal that a full Regulatory evaluation under paragraph 10(e) of the regulatory policies and procedures of DOT is unnecessary. Because the impact is expected to be minimal, the Coast Guard certifies that it will not have a significant economic impact on a substantial number of small entities.

#### Collection of Information

This regulation contains no collection of information requirements under the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*)

#### Federalism

The Coast Guard has analyzed this regulation under the principles and criteria contained in Executive Order 12612 and has determined that this regulation does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

#### Environmental Assessment

The Coast Guard has considered the environmental impact of this regulation and concluded that under section 2.B.2 of Commandant Instruction M16475.1b it will have no significant environmental impact and it is categorically excluded from further environmental documentation.

#### List of Subjects in 33 CFR Part 165

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

#### Regulation

In consideration of the foregoing, Subpart F of Part 165 of Title 33, Code of Federal Regulations, is amended as follows:

#### **PART 165—[AMENDED]**

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

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05–1(g), 6.04–1, 6.04–6, and 160.5; 49 CFR 1.46.

2. A new section 165.T11–074 is added to read as follows:

#### **§ 165.T11–074 Safety Zone: San Francisco Bay, CA**

(a) *Location.* The following area is a safety zone: the waters of San Francisco Bay, California around the Coast Guard Cutter *Boutwell* which will be moored at the Coast Guard Island Pier, Alameda. The zone will encompass a water area extending 25 yards forward, aft, and to the outboard side of the ship which will be moored at the following location:

Latitude: 37°46'50"N, Longitude: 122°15'01"W. [Datum: NAD 83].

(b) *Effective Date.* This safety zone will be in effect on June 12, 1996, between 9:30 a.m., PDT, and 1:30 p.m., PDT, unless canceled earlier by the Captain of the Port.

(c) *Regulations.* In accordance with the general regulations in Section 164.23 of this part, entry into, transit through, or anchoring within this zone is prohibited unless authorized by the Captain of the Port.

Dated: May 28, 1996.  
D.P. Montoro,  
Captain, U.S. Coast Guard, Captain of the Port.  
[FR Doc. 96–14862 Filed 6–11–96; 8:45 am]  
BILLING CODE 4910–14–M

#### **DEPARTMENT OF VETERANS AFFAIRS**

#### **38 CFR Part 1**

**RIN 2900–AI03**

#### **Inventions by Employees of Department of Veterans Affairs**

**AGENCY:** Department of Veterans Affairs.  
**ACTION:** Final rule.

**SUMMARY:** This document amends the regulations concerning inventions developed by employees of the Department of Veterans Affairs (VA). It adds the Federal Technology Transfer Act (FTTA) of the 1986 as an authority for these regulations. Also, it reflects changes in delegations of authority made by the Department of Commerce (DOC), the lead agency concerning patents and inventions. Further, it removes language in the VA regulations that is also set forth in DOC regulations. The DOC regulations are applicable to the Department without restatement in VA regulations. In addition, it makes changes to VA delegations of authority. Lastly, the amendments clarify procedures to be followed by VA employees in reporting inventions.  
**EFFECTIVE DATE:** July 12, 1996.

**FOR FURTHER INFORMATION CONTACT:** Chuck Delobe, Deputy Assistant General Counsel (024B), Department of Veterans Affairs, 810 Vermont Ave., NW., Washington, DC 20420, (202) 273–6383.

**SUPPLEMENTARY INFORMATION:** Executive Order 10096, dated January 23, 1950, as amended by Executive Order 10930, dated March 24, 1961, set forth the criteria Federal agencies are to utilize in making determinations of ownership rights to inventions developed by Federal employees. The E.O. also required that each Federal agency take

all necessary steps, including the promulgation of regulations, to effectuate the order. The VA's regulations implementing the executive order are found at 38 CFR 1.650–666.

DOC was given lead agency authority to implement the provisions of the E.O. DOC's regulations, applicable to all Federal agencies, set forth a uniform patent policy and are found at 37 CFR part 501. The amendments reflect more recent changes in the delegations of authority within DOC. It adds the Federal Technology Transfer Act (FTTA) of the 1986 as an authority for these regulations. Also, it reflects changes in delegations of authority made by the Department of Commerce (DOC), the lead agency concerning patents and inventions. Further, it removes language in the VA regulations that is also set forth in DOC regulations. The DOC regulations are applicable to the Department without restatement in VA regulations. In addition, it makes changes to VA delegations of authority. Lastly, the amendments clarify procedures to be followed by VA employees in reporting inventions.

This final rule consists of agency procedures and nonsubstantive changes and, therefore, is not subject to the notice-and-comment and effective date provisions of 5 U.S.C. 553.

The Secretary hereby certifies that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act, 5 U.S.C. 601–612. This final rule would not have any impact on individuals or small entities. Therefore, pursuant to 5 U.S.C. 605(B), this final rule is exempt from the initial and final regulatory flexibility analysis requirements of sections 603 and 604.

There is no Catalog of Federal Domestic Assistance number for the program affected by this final rule.

#### **List of Subjects in 38 CFR Part 1**

Administrative practice and procedure, Archives and records, Cemeteries, Claims, Courts, Flags, Freedom of information, Government contracts, Government employees, Government property, Infants and children, Inventions and patents, Investigation, Parking, Penalties, Postal service, Privacy reporting and record keeping requirements, Seals and insignia security measures, Wages.

Approved: May 5, 1996.  
Jesse Brown,  
Secretary of Veterans Affairs.

For the reasons set out in the preamble, 38 CFR part 1 is amended as set forth below: