

collect information to the greatest extent practicable directly from the subject individual when the information may result in an adverse determination about the individual's rights, benefits, and privileges under Federal programs. The reasons for exempting this system of records from the foregoing provision are as follows: (i) In certain instances the subject of a criminal investigation cannot be required to supply information to investigators. In those instances, information relating to a subject's criminal activities must be obtained from other sources; (ii) In a criminal investigation it is necessary to obtain evidence from a variety of sources other than the subject of the investigation in order to accumulate and verify the evidence necessary for the successful prosecution of person(s) suspected of violating criminal laws.

(6) 5 U.S.C. 552a(e)(3). This provision of the Privacy Act requires that an agency must inform the subject of an investigation who is asked to supply information of (A) the authority under which the information is sought and whether disclosure of the information is mandatory or voluntary, (B) the purposes for which the information is intended to be used, (C) the routine uses which may be made of the information, and (D) the effects on the subject, if any, of not providing the requested information. The reasons for exempting this system of records from the foregoing provision are as follows: (i) The disclosure to the subject of an investigation of the purposes for which the requested information is intended to be used would provide the subject with significant information concerning the nature of the investigation and could result in impeding or compromising the investigation. (ii) Informing the subject of an investigation of the matters required by this provision could seriously undermine the actions of undercover officers, requiring them to disclose their identity and impairing their safety, as well as impairing the successful conclusion of the investigation. (iii) Individuals may be contacted during preliminary information gathering, surveys, or compliance projects concerning the administration of the internal revenue laws before any individual is identified as the subject of an investigation. Informing the individual of the matters required by this provision would impede or compromise subsequent investigation.

(7) 5 U.S.C. 552a(e)(5). This provision of the Privacy Act requires an agency to maintain all records which are used in making any determination about an individual with such accuracy,

relevance, timeliness, and completeness as is reasonably necessary to assure fairness to the individual in the determination. The reasons for exempting this system of records from the foregoing provisions are as follows: Since the law defines "maintain" to include the collection of information, compliance with the foregoing provision would prohibit the initial collection of any data not shown to be accurate, relevant, timely, and complete at the moment of its collection. In gathering information during the course of a criminal investigation, it is not feasible or possible to determine completeness, accuracy, timeliness, or relevancy prior to collection of the information. Facts are first gathered and then placed into a cohesive order which objectively proves or disproves criminal behavior on the part of a suspect. Seemingly nonrelevant, untimely, or incomplete information when gathered may acquire new significance as an investigation progresses. The restrictions of the foregoing provision could impede investigators in the preparation of a complete investigative report.

(8) 5 U.S.C. 552a(e)(8). This provision of the Privacy Act requires an agency to make reasonable efforts to serve notice on an individual when any record on such individual is made available to any person under compulsory legal process when such process becomes a matter of public record. The reason for exempting this system of records from the foregoing provision is as follows: The notice requirement of the foregoing provision could prematurely reveal the existence of criminal investigations to individuals who are the subject of such investigations.

As required by Executive Order 12291, it has been determined that this proposed rule is not a "major" rule and, therefore, does not require a Regulatory Impact Analysis.

Pursuant to the requirements of the Regulatory Flexibility Act, 5 U.S.C. 601-612, it is hereby certified that this rule will not have significant economic impact on a substantial number of small entities.

In accordance with the provisions of the Paperwork Reduction Act of 1980, the Department of the Treasury has determined that this proposed rule would not impose new recordkeeping, application, reporting, or other types of information collection requirements.

#### Lists of Subjects in 31 CFR Part 1

Privacy.

Part 1 of Title 31 of the Code of Federal Regulations is amended as follows:

## PART 1—[AMENDED]

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

Authority: 5 U.S.C. 301 and 31 U.S.C. 321. Subpart A also issued under 5 U.S.C. as amended. Subpart C also issued under 5 U.S.C. 552a.

### § 1.36 [Amended]

2. Section 1.36 of subpart C is amended by adding the following text to the table in paragraphs (a)(1) and (b)(1) under the heading THE INTERNAL REVENUE SERVICE

	*	*	*	*	*
(a)	*	*	*		
(1)	*	*	*		
Name of System					No.
	*	*	*	*	*
Automated	Information	Analysis			
System	.....				46.050
	*	*	*	*	*
	*	*	*	*	*
(b)	*	*	*		
(1)	*	*	*		
Name of System					No.
	*	*	*	*	*
Automated	Information	Analysis			
System	.....				46.050
	*	*	*	*	*
	*	*	*	*	*

Dated: August 21, 1996.

Alex Rodriguez,  
Deputy Assistant Secretary (Administration).

[FR Doc. 96-24668 Filed 9-25-96; 8:45 am]

BILLING CODE 4830-01-F

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 33 CFR Part 100

[CGD07-96-048]

RIN 2115-AE46

### Special Local Regulations: Charleston Christmas Parade of Boats, Charleston, SC

AGENCY: Coast Guard, DOT.

ACTION: Notice of proposed rulemaking.

**SUMMARY:** The Coast Guard proposes to establish special local regulations for the Charleston Christmas Parade of Boats. This one-day event will be held on December 7, 1996, December 13, 1997, December 12, 1998, December 4, 1999 and December 9, 2000, on the

Ashley, Wando and Cooper Rivers in Charleston, South Carolina, between 5 p.m. and 8 p.m. Eastern Standard Time (EST). The customary presence of commercial and recreational traffic, and the nature of the event creates an extra or unusual hazard on the navigable waters during the event. These proposed regulations are necessary to provide for the safety of life on the navigable waters during the event.

**DATE:** Comments must be received on or before October 28, 1996.

**ADDRESSES:** Comments may be mailed to Commander, U.S. Coast Guard Group Charleston, 196 Tradd Street, Charleston, SC 29401, or may be delivered to operations office at the same address between 7:30 a.m. and 3:30 p.m. (EST), Monday through Friday, except federal holidays. The telephone number is (803) 724-7621.

Comments will become a part of the public docket and will be available for copying and inspection at the same address.

**FOR FURTHER INFORMATION CONTACT:** ENS M. J. DaPonte, Project Officer, Coast Guard Group Charleston at (803) 724-7621.

#### **SUPPLEMENTARY INFORMATION:**

##### **Request for Comments**

The Coast Guard encourages interested persons to participate in this rulemaking by submitting written views, data, or arguments. Persons submitting comments should include their names, addresses, identify the notice (CGD07-96-048) and the specific section of this proposal to which their comments apply, and give reasons for each comment. The Coast Guard will consider all comments received during the comment period. The regulations may be changed in view of the comments received. All comments received before the expiration of the comment period will be considered before final action is taken on this proposal.

No public hearing is planned, but one may be held if written requests for a hearing are received, and it is determined that the opportunity to make oral presentations will add to the rulemaking process.

##### **Discussion of Proposed Regulations**

The proposed regulations are needed to provide for the safety of life during the Charleston Christmas Parade of Boats. These regulations are intended to promote safe navigation on the waters of the Ashley, Wando and Cooper Rivers in Charleston Harbor during the boat parade by controlling the traffic entering, exiting, and traveling within

the boat parade formation. The anticipated concentration of non-participating and participating vessels within the area poses a safety concern, which is addressed in the proposed special local regulations.

These proposed regulations would not permit the entry or movement of spectator vessels and other non-participating vessel traffic within an area 500 yards ahead of the lead vessel, 100 yards astern of the last vessel, and 50 yards to either side of all vessels participating in the parade of boats between Wando River Terminal buoy 4 (LLNR 2720) at approximate position 32°49.20'N, 079°54.3'W, and City Marina on the Ashley River, from 4:30 to 8:30 p.m. EST, on December 7, 1996, December 13, 1997, December 12, 1998, December 4, 1999 and December 9, 2000. All coordinates referenced use datum: NAD 1983. However, the proposed regulations would permit the movement of non-participating vessels after the termination of the boat parade.

##### **Regulatory Evaluation**

This proposal is not a significant regulatory action under Section 3(f) of the Executive Order 12866 and does not require an assessment of the 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 proposed rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. The proposed regulated area encompasses less than six miles of the Ashley, Wando and Cooper Rivers and would be in effect for only 4 hours on the day of the event.

##### **Small Entities**

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard must consider the economic impact on small entities of a rule for which a general notice of proposed rulemaking is required. "Small entities" may include (1) small businesses and not-for-profit organizations that are independently owned and operated and are not dominant in their fields and (2) governmental jurisdictions with populations of less than 50,000.

The Coast Guard certifies under 5 U.S.C. 605(b) that this proposal, if adopted, would not have a significant economic impact on a substantial number of small entities, because the

proposed regulated area encompasses a limited area of less than six miles and would be in effect for only 4 hours on the day of the event.

##### **Collection of Information**

The proposed regulations contain no collection of information requirements under the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*).

##### **Federalism**

This proposal has been analyzed in accordance with the principles and criteria contained in Executive Order 12612, and it has been determined that the proposed rulemaking 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 proposal consistent with Section 2.B.2. of Commandant Instruction M16475.1B, (as revised by 59 FR 38654, July 29, 1994). In accordance with that instruction section 2.B.2.b., this proposed rule has been environmentally assessed (EA completed), and the Coast Guard has concluded that it will not significantly affect the quality of the human environment. An environmental assessment and a finding of no significant impact have been prepared and are available in the docket for inspection or copying where indicated under **ADDRESSES**.

##### **List of Subjects in 33 CFR Part 100**

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

##### **Proposed Regulations**

In consideration of the foregoing, the Coast Guard proposes to amend Part 100 of Title 33, Code of Federal Regulations, as follows:

#### **PART 100—[AMENDED]**

1. The authority citation for Part 100 continues to read as follows:

Authority: 33 U.S.C. 1233; 49 CFR 1.46 and 33 CFR 100.35.

2. A new section 100.721 is added to read as follows:

##### **§ 100.721 Charleston Christmas Parade of Boats, Charleston Harbor, SC**

(a) *Regulated Area.* A regulated area includes the area 500 yards ahead of the lead parade vessel, 100 yards astern of the last parade vessel, and 50 yards to either side of all parade vessels along the parade route.

(b) *Parade Route.* The parade route begins from that portion of Charleston

Harbor commencing at Wando River Terminal buoy 4 (Light List Number 2720) at approximate position 32°49.2'N, 079°54.3'W, thence to the upper end of Hog Island Reach at approximate position 32°48.7'N, 079°54.85'W, thence to approximate position 32°48.15'N, 079°54.95'W, below the Cooper River Bridges, thence southeast to approximately two-tenths of a nautical mile north of USS Yorktown at position 32°47.7'N, 079°54.7'W, thence south past the USS Yorktown to approximate position 32°47.2'N, 079°54.7'W, thence west to Custom House Reach at approximate position 32°47.2'N, 079°55.3'W, thence south to 32°45.7'N, 079°55.3'W (approximately one half nautical mile southeast of Battery Point), thence up the Ashley River, and continuing to the finishing point at City Marina (32°46.6'N, 079°57.2'W). All coordinates referenced use datum: NAD 1983.

(c) *Coast Guard Patrol Commander.* The Coast Guard Patrol Commander is a commissioned, warrant or petty officer of the Coast Guard who has been designated by the Commander, Coast Guard Group Charleston, South Carolina.

(d) *Special local regulations.*

(1) Entry into the regulated area by other than authorized parade event participants or official patrol vessels is prohibited, unless otherwise authorized by the Patrol Commander.

(2) After termination of the Charleston Christmas Parade of Boats and departure of parade event participants from the regulated area, all vessels may resume normal operations.

(e) *Effective Dates.* These regulations are effective from 4:30 p.m. to 8:30 p.m. (EST), on December 7, 1996, December 13, 1997, December 12, 1998, December 4, 1999 and December 9, 2000.

Dated: September 4, 1996.

J.D. Hull,

*Captain, U.S. Coast Guard Commander,  
Seventh Coast Guard District Acting.*

[FR Doc. 96-24744 Filed 9-25-96; 8:45 am]

BILLING CODE 4910-14-M

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 52 and 81

[WA51-7124b; FRL-5614-1]

#### Approval and Promulgation of Implementation Plans and Redesignation of Puget Sound, Washington for Air Quality Planning Purposes: Ozone

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

**SUMMARY:** The EPA proposes to approve the State implementation plan (SIP) revision submitted by the State of Washington through the Washington State Department of Ecology approving the redesignation to attainment and maintenance plan of the Puget Sound area because they meet the maintenance plan and redesignation requirements. EPA also proposes to approve the 1993 baseline emissions inventory of the area. In the final rules section of this Federal Register, the EPA is approving the State of Washington's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time.

**DATES:** To be considered, comments must be received by October 28, 1996.

**ADDRESSES:** Written comments on this action should be addressed to Montel Livingston, at the EPA Regional Office listed below. Copies of the documents relative to this action are available for public inspection during normal business hours at the following locations. The interested persons wanting to examine these documents should make an appointment with the appropriate office at least 24 hours before the visiting day.

Environmental Protection Agency,  
Region X, Office of Air Quality, 1200  
6th Ave, Seattle, WA, 98101  
Washington State Department of  
Ecology, P.O. Box 47600, Olympia,  
WA 98504-7600.

**FOR FURTHER INFORMATION CONTACT:** Stephanie Cooper, EPA Region X Office of Air Quality, at (206) 553-6917 and at the above address.

**SUPPLEMENTARY INFORMATION:** For additional information see the direct final rule which is published in the rules section of this Federal Register.

Dated: September 16, 1996.

Chuck Clarke,

*Regional Administrator.*

[FR Doc. 96-24530 Filed 9-25-96; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Chapter I

[WT Docket No. 96-198; FCC 96-382]

#### Wireless Services; Access to Telecommunications Equipment, Customer Premise Equipment, and Telecommunications Services by People With Disabilities

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; notice of inquiry.

**SUMMARY:** The Commission adopts a *Notice of Inquiry (NOI)* in this proceeding as a first step toward implementing provisions of Section 255 of the Communications Act and related sections of the Telecommunications Act of 1996 regarding the accessibility of telecommunications equipment and services. In seeking comment from a broad spectrum of affected parties, the Commission hopes to ensure that persons with disabilities, as well as all other Americans, are given the opportunity to participate fully in, and to enjoy and utilize the benefits of the telecommunications infrastructure that has come to play such a prominent role in the Nation's cultural, educational, social, political, and economic life. The Commission believes that the record that will be established in this proceeding in response to the issues raised in this *NOI* will aid the Architectural and Transportation Barriers Compliance Board (Access Board) in implementing decisions.

**DATES:** Comments are due on or before October 28, 1996, and reply comments are due on or before November 27, 1996.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Stan Wiggins, Policy Division, Wireless Telecommunications Bureau, (202) 418-1310, or David Siehl, Policy Division, Wireless Telecommunications Bureau, (202) 418-1310.