

Issued in Washington, D.C., on this 8th day of August 1997.

David M. Strauss,

Executive Director, Pension Benefit Guaranty Corporation.

[FR Doc. 97-21599 Filed 8-14-97; 8:45 am]

BILLING CODE 7708-01-P

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 100

[CGD07-97-031]

RIN 2115-AE46

Special Local Regulations: Hurricane Offshore Classic, St. Petersburg, FL

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: The Coast Guard is establishing permanent special local regulations for the Hurricane Offshore Classic. This event will be held annually during the third Saturday and Sunday of August, between 11 a.m. and 5 p.m. Eastern Daylight Time (EDT). There will be approximately 400 participants and spectator craft. The resulting congestion of navigable channels creates an extra or unusual hazard in the navigable waters. These regulations are necessary to provide for the safety of life on navigable waters during the event.

DATES: August 15, 1997.

FOR FURTHER INFORMATION CONTACT: LTJG B.V. Howard, Coast Guard Group, St. Petersburg, FL at (813) 824-7533.

SUPPLEMENTARY INFORMATION:

Regulatory History

In accordance with 5 U.S.C. 553, the final rule will be made effective in less than 30 days from the date of publication in the **Federal Register**. Following normal rulemaking procedures would be impracticable and contrary to the public interest. A notice of proposed rulemaking was published on 16 July 1997 (62 FR 38042) with a twenty day comment period. The final rule will be made effective in less than thirty days in order to hold the event. No comments were received during the comment period.

Discussion of Regulations

The regulations are needed to provide for the safety of life during the Hurricane Offshore Classic. These regulations are intended to promote safe navigation on the waters off St. Petersburg during the races by controlling the traffic entering, exiting,

and traveling within these waters. The anticipated concentration of spectator and participant vessels associated with the Hurricane Offshore Classic poses a safety concern, which is addressed in these special local regulations. No anchoring will be permitted west of turns 1 and 4 nor west of turns 2 and 3, from 10 a.m. to 6 p.m. EDT.

Approximately 300 spectator craft will be permitted near the race area, but will be required to stay clear of the race lanes. The proposed regulations would also permit anchoring for spectators north of the northern straightaway and south of the southern straightaway, but only in the designated spectator area defined in 2.(b)(2) below.

All vessel traffic, not involved in the Hurricane Offshore Classic, entering or exiting the Vinoy Basin between 10 a.m. and 6 p.m. EDT must transit around the racecourse, taking action to avoid a close-quarters situation until finally past and clear of the racecourse. All vessel traffic, not involved with the Hurricane Offshore Classic, transiting the area off Coffeeport Bayou, The Pier, and Bayboro Harbor should exercise extra caution and take action to avoid a close-quarters situation until finally past and clear of the racecourse.

Regulatory Evaluation

This rule 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. This regulation will last for approximately 8 hours each day for two days.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard considers whether this rulemaking will have a significant economic impact on a substantial number of small entities. "Small entities" include small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000.

Therefore, the Coast Guard certifies under 5 U.S.C. 605 (b) that this rule will

not have a significant economic impact on a substantial number of small entities as the regulation will be in effect for approximately eight hours in a limited area only two days each year.

Collection of Information

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

Federalism

This action has been analyzed in accordance with the principles and criteria contained in Executive Order 12612, and it has been determined that the 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. In accordance with that section, this action 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 and copying.

List of Subjects in 33 CFR Part 100

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

Final Regulations

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

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

PART 100—[AMENDED]

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

2. A new section 100.728 is added to read as follows:

§ 100.728 Special Local Regulations; Hurricane Offshore Classic, St. Petersburg, FL.

(a) *Regulated area.* The regulated area is formed by a line drawn from position 27°46.9'N, 082°37.45'W (onshore at North Shore Park) east southeast to position 27°46.39'N, 082°32.65'W; thence due south to position 27°44.67'N, 082°32.65'W; thence due west to position 27°44.67'N, 082°37.45'W (onshore just south of

Lassing Park). All coordinates referenced use Datum: NAD 83.

(b) *Special local regulations.* (1) Entry into the regulated area by other than event participants is prohibited unless authorized by the patrol commander designated by Coast Guard Group St. Petersburg, Florida.

(2) Spectator craft will be permitted near the race area, but will be required to stay clear of the race lanes. Anchoring for spectator craft is permitted north of the northern straightaway and south of the southern straightaway, but only in the designated spectator area between 27°46.62N, 082°37.00W to 27°46.80N, 082°34.72W and 27°46.52N, 082°37.00W to 27°46.70N, 082°34.72W for the northern area and 27°46.25N, 082°37.00W to 27°45.90N, 082°34.72W and 27°46.15N, 082°37.00W to 27°45.80N, 082°34.72W for the southern area. All coordinates referenced use Datum: NAD 83. No anchoring will be permitted west of turns 1 and 4 nor west of turns 2 and 3, from 10 a.m. to 6 p.m. EDT.

(3) All vessel traffic, not involved in the Hurricane Offshore Classic, entering or exiting the Vinoy Basin between 10 a.m. and 6 p.m. EDT must transit around the racecourse, taking action to avoid a close-quarters situation until finally past and clear of the racecourse. All vessel traffic, not involved with the Hurricane Offshore Classic, transiting the area off Coffeepot Bayou, The Pier, and Bayboro Harbor should exercise extra caution and take action to avoid a close-quarters situation until finally past and clear of the racecourse.

(4) Entry into the regulated area shall be in accordance with this section. Spectator vessels will at all times stay in the spectator areas defined in paragraph (b)(2) of this section.

(c) *Effective Dates:* This regulation is effective annually at 10 a.m. and terminates at 6 p.m. EDT on the third Saturday and Sunday of August.

Dated: August 7, 1997.

N.T. Saunders,

Rear Admiral, U.S. Coast Guard, Commander, Seventh Coast Guard District.

[FR Doc. 97-21809 Filed 8-13-97; 1:03 pm]

BILLING CODE 4910-14-M

POSTAL SERVICE

39 CFR Part 3

Board of Governors Bylaws

AGENCY: Postal Service.

ACTION: Final rule.

SUMMARY: The Board of Governors of the United States Postal Service has

approved an amendment to its bylaws. The amendment describes how the cost of a development real estate project is determined for purposes of applying the bylaw requirement for Board approval of capital investment projects above \$10 million.

EFFECTIVE DATE: August 15, 1997.

FOR FURTHER INFORMATION CONTACT: Thomas J. Koerber, (202) 268-4800.

SUPPLEMENTARY INFORMATION: The Board of Governors of the Postal Service consists of nine Presidentially appointed Governors, and the Postmaster General and Deputy Postmaster General. 39 U.S.C. 202. The bylaws of the Board list certain matters reserved for action by the Board. 39 CFR 3.3. Among the matters reserved is the approval of each capital investment project in excess of a dollar amount specified by annual resolution of the Board each January, currently \$10 million. At its meeting on August 5, 1997, the Board approved an amendment to the bylaw to explain how to compute the cost of developmental real estate projects for purposes of determining whether the project is of sufficient magnitude to come before the Board for approval under this provision.

The amendment provides that the cost of developmental real estate projects is computed by combining three elements. These are the value of the assets contributed by the Postal Service, the cash contributed by the Postal Service, and any debt that would impact the Postal Service investment.

List of Subjects in 39 CFR Part 3

Administrative practice and procedure, Organization and functions (Government agencies), Postal Service.

Accordingly, 39 CFR Part 3 is amended as follows:

PART 3—[AMENDED]

1. The authority citation for Part 3 continues to read as follows:

Authority: 39 U.S.C. 202, 203, 205, 401 (2), (10), 402, 1003, 2802-2804, 3013; 5 U.S.C. 552b (g), (j); Inspector General Act, 5 U.S.C. app.

2. Section 3.3 is amended by adding new paragraph (e)(3) to read as follows:

§ 3.3 Matters reserved for decision by the Board.

* * * * *

(e) * * *

(3) The cost of a developmental real estate project shall be the sum of:

(i) The as-is value of the postal assets contributed to the project;

(ii) Cash contributed by the Postal Service; and

(iii) Debt that impacts the Postal Service's investment.

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Stanley F. Mires,

Chief Counsel, Legislative.

[FR Doc. 97-21589 Filed 8-14-97; 8:45 am]

BILLING CODE 7710-12-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 50

[AD-FRL-5875-8]

National Ambient Air Quality Standards for Particulate Matter

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; extension of supplemental public comment period.

SUMMARY: EPA is announcing an extension of the supplemental comment period that was first announced on July 18, 1997 for the limited purpose of taking comment on certain laboratory and field test data and related reports associated with the development of the reference method (Appendix L of 40 CFR part 50) for measuring PM_{2.5} in the ambient air.

DATES: Written comments must be received on or before September 8, 1997.

ADDRESSES: Submit written comments (duplicate copies preferred) to: Office of Air and Radiation Docket and Information Center (6102), Attn: Docket No. A-95-54, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: John H. Haines, MD-15, Air Quality Strategies and Standards Division, Office of Air Quality Planning and Standards, Environmental Protection Agency, Research Triangle Park, NC 27711, telephone: (919) 541-5533, e-mail: haines.john@epamail.epa.gov or Neil H. Frank, MD-14, Emissions, Monitoring and Analysis Division, Office of Air Quality Planning and Standards, Environmental Protection Agency, Research Triangle Park, NC 27711, telephone: (919) 541-5560, e-mail: frank.neil@epamail.epa.gov.

SUPPLEMENTARY INFORMATION: On July 18, 1997 (62 FR 38652), EPA published the final rule revising the national ambient air quality standards for particulate matter. In Unit VI.B. (Appendix L—New Reference Method for PM_{2.5}), EPA concluded that the proposed design and performance specifications for the reference sampler,