

notice of proposed rulemaking for final regulations.

DATES: Written comments must be received on or before September 28, 1998.

ADDRESSES: Send written comments to: Chief, Regulations Division, Bureau of Alcohol, Tobacco and Firearms, P.O. Box 50221, Washington, DC 20091-0221, Attn: Notice No.

FOR FURTHER INFORMATION CONTACT: Barry Fields, Regulations Division, Bureau of Alcohol, Tobacco and Firearms, 650 Massachusetts Ave., NW, Washington, DC 20226 (202-927-8210).

SUPPLEMENTARY INFORMATION:

Executive Order 12866

It has been determined that this proposed rule is not a significant regulatory action as defined in E.O. 12866, because the economic effects flow directly from the underlying statute and not from this temporary rule. Therefore, a regulatory assessment is not required.

Regulatory Flexibility Act

It is hereby certified that these proposed regulations will not have a significant economic impact on a substantial number of small entities. Accordingly, a regulatory flexibility analysis is not required. The revenue effects of this rulemaking on small businesses flow directly from the underlying statute. Likewise, any secondary or incidental effects, and any reporting, recordkeeping, or other compliance burdens flow directly from the statute.

Paperwork Reduction Act

The collection of information contained in this notice of proposed rulemaking has been submitted to the Office of Management and Budget for review in accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3507(d)). Comments on the collection of information should be sent to the Office of Management and Budget, Attention: Desk Officer for the Department of the Treasury, Bureau of Alcohol, Tobacco and Firearms, Office of Information and Regulatory Affairs, Washington, DC 20503, with copies to the Chief, Information Programs Branch, Room 3450, Bureau of Alcohol, Tobacco and Firearms, 650 Massachusetts Avenue, NW, Washington, DC 20226. Comments are specifically requested concerning:

Whether the proposed collection of information is necessary for the proper performance of the functions of the Bureau of Alcohol, Tobacco and

Firearms, including whether the information will have practical utility; The accuracy of the estimated burden associated with the proposed collection of information (see below);

How the quality, utility, and clarity of the information to be collected may be enhanced; and

How the burden of complying with the proposed collection of information may be minimized, including through the application of automated collection techniques or other forms of information technology.

The collection of information in this proposed regulation is in 27 CFR 178.130(a)(1) and 178.134. This information is required to prevent the purchase of handguns by persons convicted of a misdemeanor crime of domestic violence. The likely respondents are individuals.

Estimated total annual reporting burden per respondent: .1 hours. Estimated number of respondents: 8,000,000.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by the Office of Management and Budget.

Public Participation

ATF requests comments on the temporary regulations from all interested persons. Comments received on or before the closing date will be carefully considered. Comments received after that date will be given the same consideration if it is practical to do so, but assurance of consideration cannot be given except as to comments received on or before the closing date.

ATF will not recognize any material in comments as confidential. Comments may be disclosed to the public. Any material which the commenter considers to be confidential or inappropriate for disclosure to the public should not be included in the comment. The name of the person submitting a comment is not exempt from disclosure.

Any interested person who desires an opportunity to comment orally at a public hearing should submit his or her request in writing, to the the Director within the 90-day comment period. The Director, however, reserves the right to determine, in light of all circumstances, whether a public hearing is necessary.

The temporary regulations in this issue of the **Federal Register** amend the regulations in 27 CFR part 178. For the text of the temporary regulations, see T.D. ATF—published in the Rules and Regulations section of this issue of the **Federal Register**.

Drafting Information: The author of this document is Barry Fields, Regulations Branch, Bureau of Alcohol, Tobacco and Firearms.

Signed: February 18, 1998.

John W. Magaw,
Director.

Approved: April 24, 1998.

John P. Simpson,

Deputy Assistant Secretary (Regulatory, Tariff and Trade Enforcement).

[FR Doc. 98-17287 Filed 6-29-98; 8:45 am]

BILLING CODE 4810-31-P

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 117

[CGD07-97-020]

RIN 2115-AE47

Drawbridge Regulations; Atlantic Intracoastal Waterway, Florida

AGENCY: Coast Guard, DOT.

ACTION: Supplemental notice of proposed rulemaking.

SUMMARY: The Coast Guard proposes to change the regulations governing the operation of the Flagler Memorial, Royal Park, and Southern Boulevard drawbridges at Palm Beach. The Coast Guard has reconsidered its original proposal in the NPRM published on August 12, 1997, to change both the seasonal weekday and weekend operating instructions for the bridges, and now is proposing to change only the seasonal weekday opening instructions, including eliminating the existing weekday openings at 8 a.m. on the Flagler Memorial bridge and at 8 a.m. and 5 p.m. on the Royal Park bridge, while retaining the other provisions in the original NPRM extending the seasonal opening period by one month and establishing a 30 minutes opening schedule for the Southern Boulevard Bridge during seasonal weekdays.

DATES: Comments must be received on or before August 31, 1998.

ADDRESSES: Comments may be mailed to Commander (oan) Seventh Coast Guard District, 909 SE 1st Avenue, Miami, Florida 33131-3050, or may be delivered to room 406 at the above address between 7:30 a.m. and 4 p.m. Monday through Friday, except federal holidays. The telephone number is (305) 536-6546. The Commander, Seventh Coast Guard District maintains the public docket for this rulemaking. Comments will become part of this docket and will be available for

inspection or copying at the above address.

FOR FURTHER INFORMATION CONTACT: Ms. Evelyn Smart, Project Manager, Bridge Section, (305) 536-6546.

SUPPLEMENTARY INFORMATION:

Requests for Comments

The Coast Guard encourages interested persons to participate in this rulemaking by submitting written data, views or arguments. Persons submitting comments should include their names and addresses, identify the rulemaking [CGD07-97-020] and the specific section of this revised proposal to which each comment applies, and give the reason for each comment. The Coast Guard requests that all comments and attachments be submitted in any unbound format suitable for copying. If not practical, a second copy of any bound material is requested. Persons wanting acknowledgment of receipt of comments should enclose a stamped, self-addressed postcard or envelope. The Coast Guard will consider all comments received during the comment period. It may change this proposal in view of the comments received.

The Coast Guard plans no public hearing. Persons may request a public hearing by writing to Ms. Evelyn Smart at the address under **ADDRESSES**. The request should include the reasons why a hearing would be beneficial. If it determines that the opportunity for oral presentations will aid this rulemaking, the Coast Guard will hold a public hearing at a time and place announced by a later notice in the **Federal Register**.

Regulatory History

On August 12, 1997, the Coast Guard published a Notice of Proposed Rulemaking (NPRM) in the **Federal Register** (62 FR 43132). The NPRM proposed to change the regulations governing the operation of the Flagler Memorial, Royal Park, and Southern Boulevard drawbridges in Palm Beach, Florida. In response to the NPRM, the Coast Guard received objections from the Florida Inland Navigation District, the Marine Industries of Palm Beach, and several local residents, expressing their concern about seasonal weekend openings being limited to set times vice opening on signal.

Background and Purpose

The Coast Guard's original proposal included commencing the seasonal opening schedules for all three bridges a month earlier on 1 October to help reduce traffic congestion and proposed seasonal 30 minute weekend and holiday opening schedules for all three bridges. It also proposed creating a 30

minute opening schedule for the Southern Boulevard Bridge during seasonal weekdays.

Discussion of Comments

Four comments were received on the original NPRM stating that the proposed weekend opening schedules during the winter season would place an undue burden on the boating public, and that the local community benefited from an increase in boater traffic. The Coast Guard agreed, and has eliminated the proposed seasonal weekend opening schedules from this revised proposal. Therefore, all three bridge will still operate on signal on the weekends. One comment was received requesting that the seasonal 8 a.m. opening on the Flagler Memorial bridge and the 8 a.m. and 5 p.m. openings on the Royal Park bridge be removed because of their effect upon commuter rush hour traffic. The Coast Guard agreed that there is a significant increase in commuter traffic during this period, and is eliminating those rush hour openings in this revised proposal. Two comments were received requesting the Coast Guard to extend the winter operating schedule year round. The Coast Guard disagreed, as there is a not a present need to restrict openings during the off season because of the decrease in commuter traffic during that time.

Discussion of the Revised Proposal

The Coast Guard reviewed its original proposal and determined that the significant increase in vessel traffic on weekends was beneficial to the local community and should not be unreasonably impacted by bridge opening instructions which did not provide clearly offsetting benefits to the seasonal traffic across the bridge. Therefore, the proposed changes to the weekend opening schedules have been removed from this revised proposal and the weekend opening schedules have been modified to remove the existing 8 a.m. opening on the Flagler Memorial bridge and the 8 a.m. and 5 p.m. openings on the Royal Park Bridge, which have significantly impacted the flow of highway commuter traffic.

These revised regulations would maintain the existing seasonal weekday 30 minute opening schedule for Flagler Memorial and Royal Park Bridges, and add the seasonal weekday 30 minute opening schedule to the Southern Boulevard Bridge which now operates on signal. The seasonal restrictions for all three bridges would start one month earlier on 1 October to help reduce traffic congestion created by earlier arrival of seasonal visitors to the Palm Beach areas. This changes is intended to

relieve seasonal highway congestion while still meeting the reasonable needs of navigation.

The amended regulations still provide an exception to the opening schedules for public vessels of the United States, tug vessels with tows, and vessels in situations where a delay would endanger life or property.

Regulatory Evaluation

This revised proposal 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 a 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 proposal to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. We conclude this because this revised proposal does not effect the exemptions for tugs with tows and emergency situations already contained in the regulations.

Small Entities

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

Because it expects the impact of this revised proposal to be minimal, the Coast Guard certifies under 5 U.S.C. 605(b) that this proposed rule will not have a significant economic impact on a substantial number of small entities because of the exemption for tugs with tows. If however, you think that your business or organization qualifies as a small entity and that this revised proposal will have a significant economic impact on your business or organization, please submit a comment (see **ADDRESSES**) explaining why you think you qualify and in what way and to what degree this proposed rule will economically affect you.

Collection of Information

This revised proposal 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 revised proposal under the principles and criteria contained in Executive Order 12612, and has determined that this proposal does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Environmental Assessment

The Coast Guard considered the environmental impact of this revised proposal and has determined pursuant to section 2.B.2.a (CE #32(e)) of Commandant Instruction M16475.1C, that this action is categorically excluded from further environmental documentation. A categorical exclusion determination for this rulemaking is available in the public docket for inspection and copying.

List of Subjects in 33 CFR Part 117

Bridges.

In consideration of the foregoing, the Coast Guard proposes to amend 33 CFR part 117 as follows:

PART 117—[AMENDED]

1. The authority citation for part 117 continues to read as follows:

Authority: 33 U.S.C. 499; 49 CFR 1.46; 33 CFR 1.05–1(g); section 117.255 also issued under the authority of Pub. L. 102–587, 106 Stat. 5039.

2. In § 117.261 revised paragraphs (u), (v) and (w) to read as follows:

§ 117.261 Atlantic Intracoastal Waterway from St. Mary's River to Key Largo.

* * * * *

(u) Flagler Memorial (SR A1A) bridge, mile 1021.9 at Palm Beach. The draw shall open on signal; except that from October 1 to May 31, Monday through Friday except Federal holidays, from 7:30 a.m. to 9:30 a.m. and from 4 p.m. to 5:45 p.m., the draw need open only at 8:30 a.m. and 4:45 p.m. From 9:30 a.m. to 4 p.m., the draw need open only on the hour and half-hour.

(v) Royal Park (SR 704) bridge, mile 1022.6 at Palm Beach. The draw shall open on signal; except that from October 1 through May 31, Monday through Friday except Federal holidays, from 7:45 a.m. to 9:45 a.m. and from 3:30 p.m., to 5:45 p.m., the draw need open only at 8:45 a.m., 4:30 p.m., and 5:15 p.m. From 9:30 a.m. to 3:30 p.m., the draw need open only on the quarter-hour and three-quarter hour.

(w) Southern boulevard (SR 700/80) bridge, mile 1024.7 at Palm Beach. The draw shall open on signal; except that,

from October 1 through May 31, Monday through Friday except Federal holidays, from 7:30 a.m. to 9:15 a.m. and from 4:30 p.m. to 6:30 p.m., the draw need open only at 8:15 a.m. and 5:30 p.m. From 9:15 a.m. to 4:30 p.m., the draw need open only on the quarter-hour and three-quarter hour.

* * * * *

Dated: June 23, 1998.

Norman T. Saunders,

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

[FR Doc. 98–17370 Filed 6–29–98; 8:45 am]

BILLING CODE 4910–15–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Administration For Children and Families

45 CFR Part 1303

RIN: 0970–AB87

Head Start Program

AGENCY: Administration on Children, Youth and Families (ACYF), Administration for Children and Families (ACF), HHS.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: The Administration on Children, Youth and Families is issuing this Notice of Proposed Rulemaking to propose timelines for the conducting of administrative hearings on adverse actions taken against Head Start grantees and to make additional changes to the regulations designed to expedite the appeals process.

DATES: In order to be considered, comments on this proposed rule must be received on or before August 31, 1998.

ADDRESSES: Please address comments to the Associate Commissioner, Head Start Bureau, Administration on Children, Youth and Families, PO Box 1182, Washington, DC 20013. Beginning 14 days after close of the comment period, comments will be available for public inspection in Room 2219, 330 C Street, SW., Washington, DC 20201, Monday through Friday between the hours of 9 a.m. and 4 p.m.

FOR FURTHER INFORMATION CONTACT: Jim S. Kolb (202) 205–8580.

SUPPLEMENTARY INFORMATION:

I. Program Purpose

Head Start is authorized under the Head Start Act (42 U.S.C. 9801 *et seq.*). It is a national program providing comprehensive developmental services primarily to low-income preschool

children, primarily age three to the age of compulsory school attendance, and their families. To help enrolled children achieve their full potential, Head Start programs provide comprehensive health, nutritional, educational, social and other services. Additionally, Head Start programs are required to provide for the direct participation of the parents of enrolled children in the development, conduct, and direction of local programs. Parents also receive training and education to foster their understanding of and involvement in the development of their children. In fiscal year 1996, Head Start served 752,000 children through a network of over 2,000 grantees and delegate agencies.

While Head Start is intended to serve primarily children whose families have incomes at or below the poverty line, or who receive public assistance, Head Start policy permits up to 10 percent of the children in local programs to be from families who do not meet these low-income criteria. The Act also requires that a minimum of 10 percent of the enrollment opportunities in each program be made available to children with disabilities. Such children are expected to participate in the full range of Head Start services and activities with their non-disabled peers and to receive needed special education and related services.

II. Summary of the Proposed Regulation

The authority for this Notice of Proposed Rulemaking (NPRM) is section 646 of the Head Start Act (42 U.S.C. 9841), as amended by Pub. L. 103–252, Title I of the Human Services Amendments of 1994. ACF proposes to make changes to the regulations designed to expedite the appeals process and as specifically required by section 646(c) to specify a timeline for administrative hearings on adverse actions taken against grantees, and a timeline by which the person conducting the administrative hearing shall issue a decision based on the hearing. The proposed rule implements these requirements.

Overall, this proposed rule on timelines, including the conforming changes to other affected sections of the appeals requirements in part 1303, will have the effect of saving time and expenses while continuing to allow due process to a grantee appealing a proposed termination or denial of refunding decision. In the past, a number of appeal proceedings have been protracted and costly partly because of the absence of statutory or regulatory timelines for holding a