

## 2. Executive Order 12988

The Department of the Interior conducted the reviews required by section 3 of Executive Order 12988 (Civil Justice Reform) and determined that this rule meets the applicable standards of subsections (a) and (b) of that section. However, these standards are not applicable to the actual language of State regulatory programs and program amendments because each program is drafted and promulgated by a specific State, not by OSM. Sections 503 and 505 of SMCRA (30 U.S.C. 1253 and 1255) and the Federal regulations at 30 CFR 730.11, 732.15, and 732.17(h)(10) describe how OSM must make decisions on proposed State regulatory programs and program amendments. As required by those provisions, OSM must base its decision on a State amendment solely on a determination of whether the amendment is consistent with SMCRA and its implementing Federal regulations and whether the other requirements of 30 CFR Parts 730, 731, and 732 have been met.

## 3. National Environmental Policy Act

Under section 702(d) of SMCRA (30 U.S.C. 1292(d)), agency decisions on proposed State regulatory program provisions are not major Federal actions

within the meaning of section 102(2)(C) of the National Environmental Policy Act (42 U.S.C. 4332(2)(C)). Consequently, an environmental impact statement is not required for this rule.

## 4. Paperwork Reduction Act

This rule does not contain information collection requirements that require approval by OMB under the Paperwork Reduction Act (44 U.S.C. 3507 *et seq.*).

## 5. Regulatory Flexibility Act

The Department of the Interior has determined that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The State amendment that is the subject of this rule is based on counterpart Federal regulations. An economic analysis of those Federal regulations was prepared and certification made that they would not have a significant economic effect upon a substantial number of small entities. Accordingly, this rule will ensure that existing requirements previously promulgated by OSM will be implemented by the State. The Department relied upon the data and assumptions for the counterpart Federal regulations in making the determination

as to whether this rule would have a significant economic impact.

## 6. Unfunded Mandates

This rule will not impose a cost of \$100 million or more on any governmental entity or the private sector in any given year.

## List of Subjects in 30 CFR Part 944

Intergovernmental relations, Surface mining, Underground mining.

Dated: October 14, 1998.

**Richard J. Seibel,**

*Regional Director, Western Regional Coordinating Center.*

For the reasons set forth in the preamble, Title 30, Chapter VII, Subchapter T of the Code of Federal Regulations is amended as follows:

## PART 944—UTAH

1. The authority citation for part 944 continues to read as follows:

**Authority:** 30 U.S.C. 1201 *et seq.*

2. Section 944.15 is amended in the table by adding a new entry in chronological order by "Date of Final Publication" to read as follows:

### § 944.15 Approval of Utah regulatory program amendments.

\* \* \* \* \*

Original amendment sub- mission date	Date of final publication	Citation/description
June 8, 1998	November 16, 1998	UCA 40–10–11(1)(a)(i), (a)(ii), (1)(b), (1)(c), (c)(i), and (c)(ii); (2), (2)(a), (2)(b), (2)(c), (2)(d), (2)(d)(i), (d)(ii), (2)(e), (2)(e)(i), (e)(i)(A), (e)(i)(B), (e)(ii), (2)(f), (2)(f)(i), (f)(i)(A), (f)(i)(B), and (f)(iii); (3)(a)(i), (a)(ii), (3)(b), and (3)(c); (4)(a)(i), (a)(ii), and (4)(b); and (5)(a).

### § 944.16 [Amended]

3. Section 944.16 is amended by removing and preserving paragraph (f) in its entirety.

[FR Doc. 98–30547 Filed 11–13–98; 8:45 am]

BILLING CODE 4310–05–M

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

### 33 CFR Part 100

[CGD07–98–068]

RIN 2115–AE46

### Special Local Regulations; City of Augusta, GA

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

**SUMMARY:** Temporary special local regulations are being adopted for the Augusta Port Authority's Head of the South Rowing Regatta. The event will be held from 7 a.m. to 6 p.m. Eastern Standard Time (EST) each day on November 13 and 14, 1998, on the Savannah River at Augusta, GA. These regulations are necessary for the safety of life on navigable waters during the event.

**DATES:** This rule becomes effective at 6:30 a.m. and terminates at 6:30 p.m. EST each day on November 13 and 14, 1998.

**FOR FURTHER INFORMATION CONTACT:** LTJG A. Cooper, Project Manager, Coast Guard Group Charleston at (803) 724–7621.

### SUPPLEMENTARY INFORMATION:

#### Background and Purpose

These regulations are needed to provide for the safety of life during the Head of the South Rowing Regatta. The regulations are intended to promote safe navigation on the Savannah River immediately before, during, and after the race by controlling the traffic entering, exiting, and traveling within the regulated area. The anticipated number of participants and spectator vessels poses a safety concern which is addressed in these special local regulations. There will be approximately 6000 participants racing singles, doubles, four, and eight person rowing shells on a fixed course. The event will take place in an area of limited commercial traffic on the Savannah River at Augusta, GA between mile marker 200.2 and marker 197.0.

In accordance with 5 U.S.C. 553, good cause exists for not publishing a notice of proposed rulemaking for this regulation and good cause exists for making it effective in less than 30 days from the date of publication. Following normal rulemaking procedures would have been impractical, as immediate action is needed to minimize potential danger to the public. The permit request to hold this event was only recently received by the Coast Guard, leaving insufficient time for a full comment period and delayed effective date.

### 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 10(e) of the regulatory policies and procedures of DOT is unnecessary. The regulated area encompasses less than 3 nautical miles on the Savannah River, entry into which is prohibited for only twelve hours on each day of the event.

### Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601-612), The Coast Guard must consider whether this rule 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 field, and governmental jurisdictions with populations of less than 50,000.

Therefore, the Coast Guard certifies under section 605(b) that this rule will not have a significant effect upon a substantial number of small entities, because these regulations will only be in effect for two days in a limited area of the Savannah River that is seldom used for commerce.

### Collection of Information

These regulations contain no collection of information requirements under the Paperwork Reduction Act (44 U.S.C. 3501-3520).

### Federalism

This action has analyzed in accordance with the principals and criteria contained in Executive Order

12612 and it has been determined that this 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 action, and has determined pursuant to Figure 2-1, paragraph 34(h) of Commandant Instruction M16475.1C, that it is categorically excluded from further environmental documentation. A Categorical Exclusion Determination has been prepared and is available in the docket for inspection or copying

### List of Subjects in 33 CFR Part 100

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

### Temporary Regulations

In consideration of the foregoing, the Coast Guard amends 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 temporary section 100.35T07-068 is added to read as follows:

**§ 100.35T07-068 Head of the South Rowing Regatta; Savannah River, Augusta, GA.**

#### (a) Definitions:

(1) *Regulated area.* A regulated area is established on that portion of the Savannah River at Augusta, GA, between mile markers 200.2 and 197.0. The regulated area encompasses the width of the Savannah River between these two points.

(2) *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, SC.

(b) *Special Local Regulations.* Entry into the regulated area by other than event participants is prohibited, unless otherwise authorized by the Coast Guard Patrol Commander. After termination of the Head of the South Rowing Regatta on November 13-14, 1998, all vessels may resume normal operations.

(c) *Dates.* This section becomes effective at 6:30 a.m. and terminates at 6:30 p.m. EST each day, on November 13 and 14, 1998.

Dated: November 4, 1998.

**Norman T. Saunders,**

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

[FR Doc. 98-30596 Filed 11-13-98; 8:45 am]

BILLING CODE 4910-15-M

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Parts 1 and 24

[WT Docket No. 97-82; FCC 98-290]

### Extension of the Commission's Initial Non-Delinquency Period for C and F Block Installment Payments

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This Order denies the requests of several licensees seeking a waiver of the October 29, 1998, deadline for late installment payments on their licenses. On July 31, 1998, broadband PCS C and F block licensees were required to resume making installment payments on their licenses. However, in accordance with an earlier ruling, licensees that failed to meet the July 31, 1998, deadline were allowed to submit their payment on or before October 29, 1998, without being considered delinquent, if they paid a 5 percent late payment fee.

**EFFECTIVE DATE:** October 29, 1998.

**FOR FURTHER INFORMATION CONTACT:** Julie Buchanan at (202) 418-0660 Auctions and Industry Analysis Division, Wireless Telecommunications Bureau.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission Order, WT Docket No. 97-82, FCC 98-290, adopted and released on October 29, 1998. The full text of this Order is available for inspection and copying during normal business hours in the FCC Dockets Branch, 445 Twelfth Street, S.W., Washington, D.C. 20554. The complete text may be purchased from the Commission's copy contractor, International Transcription Service, Inc., 1231 20th Street, N.W., Washington, D.C. 20036. (202) 857-3800.

### Synopsis

1. On July 31, 1998, broadband PCS C and F block licensees were required to resume making installment payments on their licenses. However, in accordance with the *Order on Reconsideration of the Second Report and Order*, 63 FR 17111 (April 8, 1998) ("*Reconsideration Order*"), licensees that failed to meet the July 31, 1998,