

work. Vessels needing to move through the bridge have already done so. The vertical clearance of the bridge in the closed to navigation position is 12 feet above mean high water, elevation 3.0 feet Mean Sea Level.

The deviation allows the draw of the SR 3090 swing drawbridge across the Chevron Oil Company Canal, mile 0.5, near Leesville, Lafourche Parish, Louisiana, to remain in the closed-to-navigation position continuously from 7 a.m. on Monday, September 13, 1999 until 5 p.m. on Friday, September 24, 1999. The bridge will open on signal if at least 24 hours is given for the subsequent period of 5 p.m. on Friday, September 24, 1999 until 5 p.m. on Friday, October 15, 1999. Presently, the draw opens on signal for the passage of vessels. In case of an approaching hurricane, the bridge will be returned to normal operation as soon as practicable.

Dated: September 3, 1999.

K.J. Eldridge,

Captain, U.S. Coast Guard, Commander, 8th Coast Guard Dist., Acting.

[FR Doc. 99-23948 Filed 9-13-99; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[CGD01-99-147]

RIN 2115-AA97

Safety Zone: Fireworks, 100YR Anniversary for Architect Society, Boston Harbor, Boston, MA

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone for the 100YR Anniversary for Architect Society Fireworks, Boston Harbor, Boston, MA. This regulation establishes a safety zone on the waters of Boston Harbor, Boston, MA in a radius of four hundred (400) yards around a fireworks barge moored in approximate position 42°21.5' N. 71°02.3' W (NAD 1983). The safety zone is in effect from 6 p.m. until 9:30 p.m. on Tuesday, September 14, 1999. This safety zone prevents entry into or movement within this portion of Boston Harbor, and it is needed to protect the boating public from the dangers posed by a fireworks display.

DATES: This rule is effective from 6 p.m. until 9:30 p.m. on Tuesday, September 14, 1999.

ADDRESSES: Documents as indicated in this preamble are available for

inspection or copying at Marine Safety Office Boston, 455 Commercial Street, Boston, MA between the hours of 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: ENS Rebecca Montleon, Waterways Management Division, Coast Guard Marine Safety Office Boston, (617) 223-3000.

SUPPLEMENTARY INFORMATION:

Regulatory History

Pursuant to 5 U.S.C. 553, a notice of proposed rulemaking (NPRM) was not published for this regulation. Good cause exists for not publishing an NPRM and for making this regulation effective in less than 30 days after **Federal Register** publication. Conclusive information about this event was not provided to the Coast Guard until August 2, 1999, making it impossible to draft or publish an NPRM or a final rule 30 days in advance of its effective date with appropriate time allowed for public comment. Publishing a NPRM and delaying its effective date would be contrary to the public interest since immediate action is needed to close a portion of the waterway and protect the maritime public from the hazardous associated with this fireworks display, which is intended for public entertainment.

Background and Purpose

On August 2, 1999 the American Society of Landscape Architects, Washington, DC, filed a marine event permit with the Coast Guard to hold a fireworks program over the waters of Boston Harbor, Boston, MA. This regulation establishes a safety zone on the waters of Boston Harbor in a four hundred (400) yards radius around the fireworks barge moored in approximate position 42°21.5' N. 71°02.3' W (NAD 1983). The safety zone is in effect from 6 p.m. until 9:30 p.m. on Tuesday, September 14, 1999. This safety zone prevents entry into or movement within this portion of Boston Harbor, and it is needed to protect the boating public from the dangers posed by a fireworks display.

Regulatory Evaluation

This final 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 not been reviewed 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 10e of the regulatory policies and procedures of DOT is unnecessary since the safety zone will be limited in duration, marine advisories will be made in advance of the implementation of the safety zone, and the safety zone will not restrict the entire harbor, allowing traffic to continue without obstruction.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.), the Coast Guard considered whether this rule would have a significant economic impact on a substantial number of small entities. "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.

For reasons discussed in the Regulatory Evaluation above, the Coast Guard certifies under section 605(b) of the Regulatory Flexibility Act (5 U.S.C. 601 et seq.) that this rule will not have a significant impact on a substantial number of small entities.

Collection of Information

This proposal contains no collection of information requirements under the Paperwork Reduction Act of 1995 (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 this rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Environment

The Coast Guard has considered the environmental impact of this final rule and concluded that, under Figure 2-1, paragraph 34(g), of Commandant Instruction M16475.1C, this final rule is categorically excluded from further environmental documentation. A "Categorical Exclusion Determination" is available in the docket for inspection or copying where indicated under **ADDRESSES**.

List of Subjects in 33 CFR Part 165

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

Regulation

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

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, 160.5; 49 CFR 1.46.

2. Add temporary § 165.T01-147 to read as follows:

§ 165.T01-147 Safety Zone: Fireworks, 100YR Anniversary For Architect Society, Boston Harbor, Boston, MA.

(a) *Location.* The following area is a safety zone: all waters of Boston Harbor, Boston, MA in a four hundred (400) yard radius around the fireworks barge moored in approximate position 42°21.5'N, 71°02.3'W (NAD 1983).

(b) *Effective Date.* This section is effective from 6 p.m. until 9:30 p.m. on Tuesday, September 14, 1999.

(c) *Regulations.*

(1) In accordance with the general regulations in § 165.23 of this part, entry into or movement within this zone is prohibited unless authorized by the Captain of the Port Boston.

(2) All persons and vessels shall comply with the instructions of the COTP or the designated on-scene U.S. Coast Guard patrol personnel. U.S. Coast Guard patrol personnel include commissioned, warrant, and petty officers of the U.S. Coast Guard.

(3) The general regulations covering safety zones in § 165.23 of this part apply.

Dated: August 14, 1999.

M.A. Skordinski,

Commander, U.S. Coast Guard, Acting Captain of the Port, Boston, Massachusetts.

[FR Doc. 99-23950 Filed 9-13-99; 8:45 am]

BILLING CODE 4910-15-M

LIBRARY OF CONGRESS**Copyright Office****37 CFR Part 201**

[Docket No. RM 96-3C]

Notice and Recordkeeping for Digital Transmission of Sound Recordings Under Statutory License

AGENCY: Copyright Office, Library of Congress.

ACTION: Interim rule amendment.

SUMMARY: The Copyright Office of the Library of Congress is amending the regulation that requires the filing of an initial notice of digital transmissions of sound recordings under statutory license with the Copyright Office to state that a suggested format for the

Initial Notice will be posted on the Office's website, in an effort to better ensure that Initial Notices filed with the Office fully comply with the regulation.

DATES: Effective September 14, 1999.

FOR FURTHER INFORMATION CONTACT:

David O. Carson, General Counsel, or Tanya M. Sandros, Attorney Advisor, Copyright GC/I&R, P.O. Box 70400, Southwest Station, Washington, D.C. 20024. Telephone: (202) 707-8380. Telefax: (202) 707-8366.

SUPPLEMENTARY INFORMATION:

Background

On November 1, 1995, Congress enacted the Digital Performance Right in Sound Recordings Act of 1995 ("DPRA"), Pub. L. 104-39, 109 Stat. 336 (1995). The DPRA gave to sound recording copyright owners an exclusive right to perform their works publicly by means of a digital audio transmission subject to a statutory license. 17 U.S.C. 106(6); 17 U.S.C. 114.

The statutory license requires adherence to regulations under which copyright owners may receive reasonable notice of use of their sound recordings under the statutory license and under which entities performing the sound recordings shall keep and make available records of such use. 17 U.S.C. 114(f)(2). On May 13, 1996, the Copyright Office initiated a rulemaking proceeding to promulgate regulations to govern the notice and recordkeeping requirements. 61 FR 22004 (May 13, 1996). This rulemaking concluded with the issuance of interim rules to govern the filing of an initial notice of digital transmissions of sound recordings under statutory license, 37 CFR 201.35, and the filing of reports of use of sound recordings under statutory license, 37 CFR 201.36. See 63 FR 34289 (June 24, 1998).

Since promulgation of the interim rules, several entities have filed Initial Notices with the Copyright Office in accordance with § 201.35. However, the majority of these Initial Notices have not provided all of the information required under § 201.35. As stated in § 201.35(c), "[t]he Copyright Office does not provide printed forms for the filing of Initial Notices." However, the Copyright Office is amending this section to state that a suggested format for the Initial Notice will be posted on the Copyright Office website, in an effort to better ensure that Initial Notices filed with the Office provide all of the information required under § 201.35.

List of Subjects in 37 CFR Part 201

Copyright.

Regulations

For the reasons set forth in the preamble, part 201 of title 37 of the Code of Federal Regulations is amended as follows:

PART 201—GENERAL PROVISIONS

1. The authority citation for part 201 continues to read as follows:

Authority: 17 U.S.C. 702.

§ 201.35 [Amended]

2. Section 201.35(c) is amended by removing "The Copyright Office does not provide printed forms for the filing of Initial Notices." and adding in its place "A suggested format for the Initial Notices may be found on the Copyright Office website."

Dated: August 19, 1999.

Marybeth Peters,

Register of Copyrights.

Approved by:

James H. Billington,

The Librarian of Congress.

[FR Doc. 99-23908 Filed 9-13-99; 8:45 am]

BILLING CODE 1410-31-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 141

[FRL-6437-6]

National Primary Drinking Water Regulation: Consumer Confidence Reports; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; correction.

SUMMARY: EPA published in the **Federal Register** of August 19, 1998, a final rule setting out the requirements for annual drinking water quality reports that water suppliers must provide to their customers. An appendix to that rule mistakenly referred to "leaching from PVC pipes" as a major source of tetrachloroethylene in drinking water. This rule deletes that incorrect reference. The correction has no impact on water systems that have already produced their reports.

DATES: Effective on September 14, 1999.

FOR FURTHER INFORMATION CONTACT: Rob Allison: 202-260-9836 or allison.rob@epa.gov.

SUPPLEMENTARY INFORMATION: In the August 19, 1998 **Federal Register** (63 FR 44511), EPA published the Consumer Confidence Report Rule. Appendix B to subpart O of that rule (63 FR 44533) lists