

quality, usefulness, and clarity of the information; and how we can minimize the burden of collection.

If you submit comments on the collection of information, submit them both to OMB and to the Docket Management Facility where indicated under **ADDRESSES**, by the date under **DATES**.

The Coast Guard has received emergency approval from OMB on the collection of information requirements (OMB approval number 2115-0643). This emergency OMB approval is effective until March 31, 2000.

Federalism

We have analyzed this temporary rule under E.O. 13132 and have determined that this rule does not have implications for federalism under that order.

Unfunded Mandates

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531-1538) governs the issuance of Federal regulations that require unfunded mandates. An unfunded mandate is a regulation that requires a State, local, or tribal government or the private sector to incur direct costs without the Federal Government's having first provided the funds to pay those costs. This temporary rule would not impose an unfunded mandate.

Taking of Private Property

This temporary rule would not effect a taking of private property or otherwise have taking implications under E.O. 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

Civil Justice Reform

This temporary rule meets applicable standards in sections 3(a) and 3(b)(2) of E.O. 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

Protection of Children

We have analyzed this temporary rule under E.O. 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not concern an environmental risk to health or risk to safety that may disproportionately affect children.

Environment

We considered the environmental impact of this temporary rule and concluded that, under figure 2-1, paragraph (34)(i), of Commandant Instruction M16475.IC, this rule is categorically excluded from further environmental documentation. This rule

establishes temporary reporting requirements that will assist the Coast Guard in assessing Y2K-related risks. A "Categorical Exclusion Determination" is available in the docket where indicated under **ADDRESSES**.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, 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, 6.04-1, 6.04-6 and 160.5; 49 CFR 1.46. § 165.100 is also issued under the authority of sec. 311, Pub. L. 105-383.

2. Add temporary § 165.123 to read as follows:

§ 165.123 Regulated Navigation Area: Cape Cod Canal.

(a) The waters of the Cape Cod Canal as defined by the area between Cleveland East Ledge lighted buoy in Buzzards Bay to the 1351 lighted buoy at the east end of the canal in Cape Cod Bay.

(b) *Definitions.* Terms used in this section have the same meaning as those found in 33 CFR 160.309.

(c) *Effective period.* This section is effective from December 22, 1999 to March 1, 2000.

(d) *Applicability.* This section applies to U.S. and foreign flag vessels transiting the Cape Cod Canal during one of the following periods:

(1) Between midnight December 30, 1999 and midnight January 1, 2000 (48 hours); and,

(2) Between midnight February 27, 2000 and midnight February 29, 2000 (48 hours).

(e) *Exemptions.* The following vessels are exempt from complying with this section:

(1) Recreational vessels under 46

U.S.C. 4301 et seq.;

(2) Public vessels;

(3) Uninspected commercial fishing vessels;

(4) Uninspected barges; and

(5) Uninspected passenger vessels.

(f) *Regulations.*

(1) The vessel representative of a U.S. vessel that will transit the Cape Cod Canal during a period described in paragraph (d) of this section, must provide arrival notification to COTP Providence RI, in accordance with requirements contained in 33 CFR 160.207 at least 24 hours prior to transiting the canal.

(2) The vessel representative of a foreign flag vessel that will transit the Cape Cod Canal during a period described in paragraph (d) of this section, must provide the following to COTP Providence, RI, at least 24 hours prior to transiting the canal:

(i) Arrival notification in accordance with 33 CFR 160.207; and

(ii) A Vessel Questionnaire, as contained in appendix A to subpart D of part 160 of this chapter.

(iii) The information required to complete the questionnaire includes:

(A) Name of person completing the questionnaire;

(B) Company contact personnel and address, phone number, facsimile number (if available), and electronic mail address (if available);

(C) Vessel's name;

(D) Vessel's type;

(E) Cargo type;

(F) Vessel's gross tonnage;

(G) Vessel's Flag State;

(H) Vessel's IMO or Official Number;

and,

(I) Status of Y2K preparedness.

Dated: December 9, 1999.

R.M. Larrabee,

Admiral, U.S. Coast Guard, Commander, First Coast Guard District.

[FR Doc. 99-33213 Filed 12-21-99; 8:45 am]

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LIBRARY OF CONGRESS

Copyright Office

37 CFR Part 258

[Docket No. RM 99-8 CARP]

Rate Adjustment of the Satellite Carrier Statutory License

AGENCY: Copyright Office, Library of Congress.

ACTION: Final rule.

SUMMARY: The Copyright Office of the Library of Congress is announcing the reduction of royalty rates for the section 119 satellite carrier statutory license pursuant to Title I of the Intellectual Property and Communications Omnibus Reform Act. The royalty rates for the section 119 satellite carrier statutory license are reduced from 27 cents per subscriber per month for network and superstations, respectively, to 14.85 cents for network stations and 18.9 cents for superstations.

EFFECTIVE DATE: July 1, 1999.

FOR FURTHER INFORMATION CONTACT: David O. Carson, General Counsel, or William J. Roberts, Jr., Senior Attorney for Compulsory Licenses, P.O. Box

70977, Southwest Station, Washington, D.C. 20024. Telephone: (202) 707-8380. Telefax: (202) 252-3423.

SUPPLEMENTARY INFORMATION: On November 29, 1999, the President signed into law the Intellectual Property and Communications Omnibus Reform Act. Title I of that legislation, the "Satellite Home Viewer Improvement Act of 1999," amends section 119 of the Copyright Act to, among other things, reduce the royalty fees paid under the satellite carrier statutory license.

In October of 1997, pursuant to the Copyright Arbitration Royalty Panel process, the Librarian of Congress adjusted the royalty rates of the satellite license to 27 cents per subscriber per month for the retransmission of a network station and 27 cents per subscriber per month for the retransmission of a superstation. 62 FR 55742 (October 28, 1997). The Satellite Home Viewer Improvement Act reduces these rates by 45 percent for a network station and 30 percent for a superstation. 17 U.S.C. 119(c)(4) (A) and (B). Consequently, the new rates are 14.85 cents per subscriber per month for each network station retransmitted by a satellite carrier and 18.9 cents per subscriber per month for each superstation retransmitted by a satellite carrier.

The Satellite Home Viewer Improvement Act also amends the section 119 satellite license to include retransmissions of the Public Broadcasting Service satellite feed, which is not a television broadcast station. The Public Broadcasting Service satellite feed is treated like a network station for purposes of the royalty fee, and therefore incurs the 14.85-cent fee. The section 119 license for the Public Broadcasting Service satellite feed, however, is in effect only until January 1, 2002.

List of Subjects in 37 CFR Part 258

Copyright, Satellite, Television.

Final Regulations

For the reasons set out in the preamble, chapter II of title 37 of the Code of Federal Regulations is to be amended as follows:

PART 258—ADJUSTMENT OF ROYALTY FEE FOR SECONDARY TRANSMISSIONS BY SATELLITE CARRIERS

1. The authority citation for part 258 reads as follows:

Authority: 17 U.S.C. 119, 702, 802.

2. In § 258.3, add new paragraph (c) to read as follows:

§ 258.3 Royalty fee for secondary transmission of broadcast stations by satellite carriers.

* * * * *

(c) Commencing July 1, 1999, the royalty rate for secondary transmission of broadcast stations for private home viewing by satellite carriers shall be as follows:

- (1) 18.9 cents per subscriber per month for distant superstations.
- (2) 14.85 cents per subscriber per month for distant network stations.
- (3) 14.85 cents per subscriber per month for the Public Broadcasting Service satellite feed.

Dated: December 15, 1999.

Marybeth Peters,
Register of Copyrights.

Approved by:

James H. Billington,
The Librarian of Congress.

[FR Doc. 99-33196 Filed 12-21-99; 8:45 am]

BILLING CODE 1410-33-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[CA 038-0193a; FRL-6510-7]

Approval and Promulgation of Implementation Plans; California State Implementation Plan Revision, South Coast Air Quality Management District

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule.

SUMMARY: EPA is taking direct final action on revisions to the California State Implementation Plan (SIP). The revisions concern rule rescissions from the South Coast Air Quality Management District (SCAQMD). This approval action will rescind these rules from the federally approved SIP. The intended effect of approving these rule rescissions is to update and clarify the State Implementation Plan in accordance with the requirements of the Clean Air Act, as amended in 1990 (CAA or the Act). The rule rescissions consist of obsolete rules that have been superseded or removed from the SCAQMD's regulations. EPA is finalizing the approval of these rule rescissions from the California SIP under provisions of the CAA regarding EPA action on SIP submittals, SIPs for national primary and secondary ambient air quality standards and plan requirements for nonattainment areas.

DATES: This rule is effective on February 22, 2000 without further notice, unless

EPA receives adverse comments by January 21, 2000. If EPA receives such comment, it will publish a timely withdrawal **Federal Register** informing the public that this rule will not take effect.

ADDRESSES: Written comments must be submitted to Andrew Steckel, Chief, Rulemaking Office at the Region IX office listed below. Copies of the rule rescissions and EPA's evaluation report for each rule are available for public inspection at EPA's Region IX office during normal business hours. Copies of the submitted rule rescissions are available for inspection at the following locations:

Rulemaking Office (AIR-4), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105

Environmental Protection Agency, Air Docket (6102), 401 "M" Street, SW, Washington, DC 20460

California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 2020 "L" Street, Sacramento, CA 95812

South Coast Air Quality Management District, 21865 E. Copley Drive, Diamond Bar, CA 91765-4182

FOR FURTHER INFORMATION CONTACT: Julie A. Rose, Rulemaking Office, AIR-4, Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105, Telephone: (415) 744-1184.

SUPPLEMENTARY INFORMATION:

I. Applicability

The rules being rescinded from the California SIP are listed below. The rescissions were submitted by the California Air Resources Board to EPA on the dates listed under each grouping.

South Coast Air Quality Management District (AQMD)

Rule 107, Determination of Volatile Organic Compounds in Organic Materials, Rescission Adopted: 3-9-92, Submitted to EPA: 9-14-92

Rule 1231, Judicial Review, Rescission Adopted: 2-2-79, Submitted to EPA: 7-25-79

Rule 1311, Power Plants, Rescission Adopted: 6-28-90 Submitted to EPA: 1-28-92

Los Angeles County Air Pollution Control District (APCD)

Rule 51, Nuisance, Rescission Adopted: 5-7-76, Submitted to EPA: 8-2-76

Orange County APCD

Rule 51, Nuisance,
Rule 67.1, Fuel Burning Equipment,