

the rules which foreign embassies must follow to notify the Office of Protocol of the arrival or employment, in the United States, of the foreign government officers or employees (including domestics and family members) described below. Since it originally was promulgated, changes in the notification procedure, as well as in the documents required, have taken place, and the Department has determined that it is desirable to update and simplify the regulations. This involves a foreign affairs function of the United States and thus is excluded from 5 U.S.C. 553 and from analyses under the Regulatory Flexibility Act of 1980. In addition the modifications set forth do not change the existing procedure fundamentally and merely reflect changes (such as new form numbers) which already have gone into effect.

While this rule is legally exempt from review under Executive Order 12866, it has been reviewed to ensure consistency with its overall policies and objectives. This final rule does not contain a new or amended information requirement subject to the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*). The forms referenced in the regulation have been notified in the Federal Register and approved by OMB as required by that act.

#### List of Subjects in 22 CFR Part 4

Aliens, Foreign officials.

Accordingly, 22 CFR, Part 4 is revised to read as follows:

### PART 4—NOTIFICATION OF FOREIGN OFFICIAL STATUS

Authority: 22 U.S.C. 2651a(a)(4).

#### § 4.1 General.

In accordance with Article 10 of the Vienna Convention on Diplomatic Relations and Article 24 of the Vienna Convention on Consular Relations, diplomatic missions must notify the Office of Protocol immediately upon the arrival, in the United States, of any foreign government officer or employee (including domestics and family members), who are serving at diplomatic missions, consular posts, or miscellaneous foreign government offices. If the employee is already in the United States in some other capacity, the notification should be made upon assumption of duties. This initial notification requirement also includes all U.S. citizens and permanent resident aliens who are employed by foreign missions.

#### § 4.2 Procedure.

Notification and subsequent changes are made as follows:

(a) Diplomatic and career consular officers and their dependents: Form DSP-110, *Notification of Appointment of Foreign Diplomatic Officer and Career Consular Officer*;

(b) All other foreign government employees who are serving at diplomatic missions, consular posts, or miscellaneous foreign government offices and their dependents: Form DSP-111, *Notification of Appointment of Foreign Government Employee*.

(c) Honorary consular officers: Form DSP-112, *Notification of Appointment of Honorary Consular Officer*.

(d) Missions should use Form DSP-113, *Notification of Change—Identification Card Request*, to promptly inform the Department of State of any change in the status of officers or employees of the missions and their family members originally reported to Protocol, or to apply for an identification card.

(e) Upon termination of employment of any diplomatic or consular officer, honorary consular officer, embassy or consular employee, or miscellaneous foreign government staff member, a Form DSP-115, *Notice of Termination of Diplomatic, Consular, or Foreign Government Employment*, must be submitted to the Office of Protocol.

Dated: May 29, 1996.

Molly Raiser,

Chief of Protocol.

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### DEPARTMENT OF THE INTERIOR

#### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 906

[SPATS No. CO-029-FOR]

#### Colorado Regulatory Program

**AGENCY:** Office of Surface Mining Reclamation and Enforcement, Interior.

**ACTION:** Final rule; correction.

**SUMMARY:** In this document, the office of Surface Mining Reclamation and Enforcement (OSM) is correcting its discussion and approval of a proposed amendment to the Colorado regulatory program under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). OSM's correction pertains to Colorado's intent to withdraw from a proposed amendment consideration of proposed rules pertaining to Colorado's show cause orders and patterns of violations involving violations of water quality effluent standards.

**EFFECTIVE DATE:** June 24, 1996.

**FOR FURTHER INFORMATION CONTACT:** James F. Fulton, Telephone: (303) 672-5524.

**SUPPLEMENTARY INFORMATION:** On February 19, 1996 (administrative record No. CO-675-9), Colorado submitted revisions to a November 20, 1995, formally-proposed amendment to its approved program (administrative record No. CO-675). In the February 19, 1996, submittal, Colorado indicated that the State-initiated proposed revisions to Rules 5.03.3(1) and (2), pertaining to show cause orders and patterns of violations involving violations of water quality effluent standards, had been deleted from the proposed amendment and intended that OSM withdraw the revisions proposed at Rules 5.03.3(1) and (2) from consideration during its review of the amendment package. In the preamble of the May 29, 1996, Federal Register notice (61 FR 26792, administrative record No. CO-675-16) approving Colorado's proposed amendment, OSM inadvertently discussed and approved Rules 5.03.3(1) and (2) as they had been proposed in the original November 20, 1995, submittal.

The purpose of this document is to notify the public that Colorado's November 20, 1995, proposed revisions to Rules 5.03.3(1) and (2), had been withdrawn by Colorado on February 19, 1996. Accordingly, OSM's May 29, 1996, Federal Register (Vol. 61, No. 104, pages 26792 through 26801) preamble discussion (finding No. 16.b, page 26798, third column, last paragraph) and approval (Director's decision, page 26801, first column, eleventh paragraph) of revisions to proposed Rules 5.03.3(1) and (2) should be disregarded.

Dated: June 13, 1996.

Richard J. Seibel,

(Regional Director) Western Regional Coordinating Center.

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### DEPARTMENT OF TRANSPORTATION

#### Coast Guard

#### 33 CFR Part 100

[CGD01-96-011]

RIN 2115-AE46

#### Special Local Regulation: Fireworks Displays Within the First Coast Guard District

**AGENCY:** Coast Guard, DOT.

**ACTION:** Final rule.

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**SUMMARY:** The Coast Guard is establishing special local regulations for annual fireworks displays that occur throughout the First Coast Guard District. This regulation is necessary to control vessel traffic within the immediate vicinity of the fireworks launch sites and to ensure the safety of life and property during each event.

**EFFECTIVE DATE:** This section is effective on June 24, 1996.

**FOR FURTHER INFORMATION CONTACT:** Lieutenant Commander James B. Donovan, Office of Search and Rescue, First Coast Guard District, (617) 223-8278.

**SUPPLEMENTARY INFORMATION:**

**Regulatory History**

A notice of proposed rulemaking (NPRM) was published on May 23, 1996, (61 FR 25835) in the Federal Register proposing to establish a permanent special local regulation for the annually recurring fireworks displays throughout the First Coast Guard District. No comments were received and no hearing was requested.

**Background and Purpose**

Each year, organizations in the First District sponsor fireworks displays in the same general location during the same general time period. The Coast Guard is establishing a special local regulation that creates a regulated area surrounding the launch platform used during each fireworks display listed in Table 1 of the new regulation. Table 1 provides dates and locations for the annual fireworks events. Each event listed in Table 1 will use a barge or on-shore site as the fireworks launch platform. Given the concentration of explosives at the launch site, it is necessary to establish special local regulations to control vessel movement within a 500 yard radius exclusion zone around the launch platform to ensure the safety of persons and property at these events. In the event the fireworks are launched from shore, the regulated area will only include navigable waters that fall within a 500 yard radius of the launch site. Coast Guard personnel on-scene may allow persons within the 500 yard radius should conditions permit. The Coast Guard will publish a notice in the Federal Register each year which provides the exact dates and times for these events.

Good cause exists for providing for this rule to become effective in less than 30 days. Due to the need to publish notice in the Federal Register which will provide exact dates and times of each event and the necessity to have the regulation in effect for these events over

the Fourth of July weekend, this final rule is being made effective in less than 30 days after publication. Any delay encountered in making this rule effective would be contrary to the public interest as the rule is needed to ensure the safety of the boating public during these events.

**Discussion of Changes**

Minor changes have been made to the NPRM and are contained in this final rule. The following changes have been made to clarify portions of the rule and make it easier to read: events listed in the table have been placed in alphabetical order; in the final regulation, paragraph (b)1 was deleted; the *Effective dates* section has been modified to better describe the duration of the regulation; and the regulated area has been further described by the term "navigable waters."

**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). Due to the short duration of each fireworks display, the advance notice provided to the marine community, and the small size of each regulated area, the Coast Guard expects the economic impact of this rule to be so minimal that a full Regulatory Evaluation, under paragraph 10e of the regulatory policies and procedures of DOT, is unnecessary.

**Small Entities**

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard must consider the economic impact, on small entities, of a rule for which a general notice of proposed rulemaking is required. "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 the reasons mentioned in the Regulatory Evaluation, the Coast Guard certifies under 5 U.S.C. 605(b) that this proposal will not have a significant economic impact on a substantial number of small entities. If, however, you think that your business or organization qualifies as a small entity and that this rule will have a significant

economic impact on your business or organization, please submit a comment explaining why you think it qualifies and in what way and to what degree this rule will economically affect it.

**Collection of Information**

This rule 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 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 impacts of this rule and concluded that, under paragraph 2.B.2.e.34(h) of COMDTINST 16475.1B, (as revised by 61 FR 13564, March 27, 1996) this rule is a special local regulation issued in conjunction with annual regattas or marine parades and is categorically excluded from further environmental documentation.

**List of Subjects in 33 CFR Part 100**

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

**Final Regulation**

For reasons set out in the preamble, the Coast Guard amends 33 CFR Part 100 as follows:

**PART 100—[AMENDED]**

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

Authority: 33 USC 1233; 49 CFR 1.46 and 33 CFR 100.35.

2. Section 100.114 is added to read as follows:

**§ 100.114 First Coast Guard District Fireworks.**

(a) *Regulated area.* That area of navigable waters within a 500 yard radius of the launch platform for each fireworks display listed in Table 1.

*Table 1—Fireworks Displays*

1. American Legion Post 83 Fireworks  
Sponsor: Town of Branford American Legion Post 83  
Date: Date within the first week of July  
Location: Branford Point, Branford, CT
2. Anniversary Fireworks  
Sponsor: Town of Chilmark  
Date: Weekend in September  
Location: Menemsha Beach, Chilmark, MA

3. Bangor Fireworks  
Sponsor: Bangor 4th of July Corporation  
Date: Independence Day holiday weekend  
Location: Bangor/Brewer waterfront, ME
4. Bar Harbor Fireworks  
Sponsor: Bar Harbor Chamber of Commerce  
Date: Independence Day holiday weekend  
Location: Bar Harbor/Bar Island, ME
5. Bayville Crescent Club Fireworks  
Sponsor: Bayville Crescent Club, Bayville, NY  
Date: Independence Day holiday weekend  
Location: Cooper Bluff, Cone Neck, NY
6. Belfast Fireworks  
Sponsor: Belfast Bay Festival Committee  
Date: Third Saturday in July  
Location: Belfast Bay, ME
7. Boston Harborfest Fireworks  
Sponsor: Harborfest Committee  
Date: Harborfest Week Celebration in June or first week in July  
Location: Boston Inner Harbor, Boston, MA
8. Boys Harbor Fireworks Extravaganza  
Sponsor: Boys Harbor Inc.  
Date: Second or third weekend in July  
Location: Three Mile Harbor, East Hampton, NY
9. Brick Founders Day Fireworks  
Sponsor: Brick Township Chamber of Commerce  
Date: First weekend in June  
Location: Metedeconk River, Windward Beach, Brick Township, NJ
10. Brick Summerfest Fireworks  
Sponsor: Brick Township Chamber of Commerce  
Date: Independence Day holiday weekend  
Location: Metedeconk River, Windward Beach, Brick Township, NJ
11. Bristol 4th of July Fireworks  
Sponsor: Bristol Fourth of July Committee  
Date: Independence Day holiday weekend  
Location: Bristol Harbor, Bristol, RI
12. Change Fireworks  
Sponsor: Change, Medford, NY  
Date: Date within first two weekends of August  
Location: Short Beach, Nissequogue, NY
13. City of New Bedford Fireworks  
Sponsor: City of Bedford  
Date: Independence Day holiday weekend  
Location: New Bedford Harbor, New Bedford, MA
14. City of Norwalk Fireworks  
Sponsor: Norwalk Recreation and Parks Department  
Date: Independence Day holiday weekend  
Location: Calf Pasture Beach, Long Island Sound, Norwalk, CT
15. Cow Harbor Day Fireworks  
Sponsor: Village of Northport Harbor  
Date: Date within last two weekends of September  
Location: Sand Pit, Northport Harbor, Northport, NY
16. Devon Yacht Club Fireworks  
Sponsor: Devon Yacht Club, Amagansett, NY  
Date: Date within the first week of July  
Location: Devon Yacht Club, Amagansett, NY
17. Edgartown Fireworks  
Sponsor: Edgartown Firefighters Association  
Date: Independence Day holiday weekend  
Location: Edgartown Harbor, Edgartown, MA
18. Fairfield Aerial Fireworks  
Sponsor: Fairfield Park Commission  
Date: Independence Day holiday weekend  
Location: Jennings Beach, Long Island Sound, Fairfield, CT
19. Fall River Celebrates America Fireworks  
Sponsor: Fall River Chamber of Commerce  
Date: Second Saturday in August  
Location: Taunton River, vicinity of buoy #17, Fall River, MA
20. Falmouth Fireworks  
Sponsor: Falmouth Fireworks Committee  
Date: July 4  
Location: Falmouth Harbor, .25 nm east of buoy #16, Falmouth, MA
21. Fireworks on the Navesink  
Sponsor: Red Bank Fireworks Committee  
Date: Independence Day holiday weekend  
Location: Navesink River, 4 nm WSW Oceanic Bridge, Red Bank, NJ
22. First Night Fireworks  
Sponsor: First Night Inc.  
Date: January 1, upon the stroke of midnight  
Location: Boston Inner Harbor, Boston, MA
23. First Night Mystic  
Sponsor: Mystic Community Center  
Date: December 31  
Location: Mystic River, Mystic, CT
24. Gloucester Fireworks  
Sponsor: Gloucester Chamber of Commerce  
Date: Labor Day holiday weekend  
Location: Gloucester Harbor, Gloucester, MA
25. Hartford Riverfest  
Sponsor: July 4th Riverfest, Inc.  
Date: Independence Day holiday weekend  
Location: Connecticut River, Hartford, CT
26. Hartford Riverfront Regatta  
Sponsor: Riverfront Recapture Inc.  
Date: First or second weekend in August  
Location: Connecticut River, Hartford, CT
27. Hempstead Fireworks  
Sponsor: Town of Hempstead, NY  
Date: Date within the first week of July  
Location: Point Lookout, Hempstead, NY
28. Jones Beach State Park Fireworks  
Sponsor: Long Island State Park Administration Headquarters  
Date: Independence Day holiday weekend  
Location: Fishing Pier, Jones Beach State Park, Wantagh, NY
29. Koch Industries Fireworks  
Sponsor: Koch Industries  
Date: Last weekend in August or first weekend in September  
Location: Shinnecock Bay, South Hampton, NY
30. Marion Fireworks  
Sponsor: Town of Marion Fireworks Committee  
Date: Independence Day holiday weekend  
Location: Silver Shell Beach, Marion, MA
31. Middletown Fireworks  
Sponsor: City of Middletown  
Date: Independence Day holiday weekend  
Location: Connecticut River, Middletown, CT
32. Montauk Independence Day  
Sponsor: Montauk Chamber of Commerce  
Date: Independence Day holiday weekend  
Location: Montauk Town Beach, Montauk NY
33. Norwich American Wharf Fireworks  
Sponsor: American Wharf Marina  
Date: Independence Day holiday weekend  
Location: Norwich Harbor, Norwich, CT
34. Norwich Harbor Day Fireworks  
Sponsor: Harbor Day Committee  
Date: Last Sunday in August  
Location: Norwich Harbor, off American Wharf Marina, Norwich, CT
35. Oaks Bluff Firworks  
Sponsor: Oaks Bluff Fireman's Civic Association  
Date: Last two weeks in August  
Location: Oaks Bluff Beach, Oaks Bluff, MA
36. Old Lyme Fireworks  
Sponsor: Mr. James R. Rice  
Date: Independence Day holiday weekend  
Location: Sound View Beach, Long Island Sound, Old Lyme, CT

37. Onset Fireworks  
Sponsor: Prudential Commercial Onset Fire District  
Date: Independence Day holiday weekend  
Location: Onset Harbor, Onset, MA
38. Oyster Harbor Club Fourth of July Festival  
Sponsor: Oyster Harbor Club, Inc.  
Date: Independence Day holiday weekend  
Location: Tim's Cove, North Day, Osterville, RI
39. Salute to Summer  
Sponsor: Naval Education and Training Center  
Date: Friday of weekend preceding Labor Day holiday weekend  
Location: Narragansett Bay, East Passage, off Coasters Harbor Island, Newport, RI
40. Shooters Independence Day  
Sponsor: Shooters Waterfront Cafe USA  
Date: July 4  
Location: Providence River off India Point Park, Providence, RI
41. Staten Island's 4th of July  
Sponsor: Borough of Staten Island  
Date: Independence Day holiday weekend  
Location: Raritan Bay, vicinity of federal anchorages 44 and 45, Ward Point Bend, NY/NJ
42. Stamford Fireworks  
Sponsor: City of Stamford  
Date: Date within first two weeks of July  
Location: Westcott Cove, Stamford, CT
43. Stratford Fireworks  
Sponsor: Town of Stratford  
Date: Independence Day holiday weekend  
Location: Short Beach, Stratford, CT
44. Subfest Fireworks  
Sponsor: U.S. Naval Submarine Base  
Date: Independence Day holiday weekend  
Location: Thames River, Groton, CT
45. Summer Music Fireworks  
Sponsor: Summer Music Inc.  
Date: Weekend during month of August  
Location: Niantic River, Harkness Park, Waterford, CT
46. Taste of Italy  
Sponsor: Italian Heritage Committee  
Date: Weekend following Labor Day holiday weekend  
Location: Norwich Harbor, off Norwich Marina, Norwich, CT
47. Thames River Fireworks  
Sponsor: Town of Groton  
Date: Weekend following Independence Day holiday weekend  
Location: Thames River, off Electric Boat, Groton, CT
48. Tiverton Waterfront Festival  
Sponsor: Tiverton Waterfront Festival Committee

- Date: Independence Day holiday weekend  
Location: Grinnel's Beach, Sakonnet River, Tiverton, RI
49. Town of Babylon Fireworks  
Sponsor: Town of Babylon, NY  
Date: Date within the first two weeks of July  
Location: Nezeras Island, Babylon, NY
50. Town of Barnstable Fireworks  
Sponsor: Town of Barnstable  
Date: Independence Day holiday weekend  
Location: Dunbar Point/Kalmus Beach, Barnstable, MA
51. U.S. Open Fireworks  
Sponsor: Barons Cove Inn, Sag Harbor, NY  
Date: Date within the middle two weeks of June  
Location: Barons Cove, Sag Harbor, NY
52. Walsh's Fireworks  
Sponsor: Mr. Patrick Walsh  
Date: Independence Day holiday weekend  
Location: Union River Bay, ME
53. Wellfleet Fireworks  
Sponsor: Wellfleet Fireworks Committee  
Date: Independence Day holiday weekend  
Location: Indian Neck Jetty, Wellfleet, MA
54. Westport P.A.L. Fireworks  
Sponsor: Westport Police Athletic League  
Date: Independence Day holiday weekend  
Location: Compo Beach, Westport, CT
55. Weymouth 4th of July Fireworks  
Sponsor: Town of Weymouth Harbormaster  
Date: Independence Day holiday weekend  
Location: Weymouth Fore River, Weymouth, MA
56. Yampol Family Fireworks  
Sponsor: Azurite Corp. LTD., Fort Lauderdale, FL  
Date: Date within the last weekend of May  
Location: Barons Cove, Sag Harbor, NY
57. Yarmouth-Dennis Fireworks  
Sponsor: Yarmouth-Dennis Chamber of Commerce  
Date: Independence Day holiday weekend  
Location: Nantucket Sound, east of channel entrance to Bass River, Yarmouth, MA
- (b) *Special local regulations.*  
(1) No person or vessel may enter, transit, or remain within the regulated area during the effective period of regulation unless authorized by the Coast Guard patrol commander.  
(2) Vessels encountering emergencies which require transit through the

regulated area should contact the Coast Guard patrol commander on VHF Channel 16. In the event of an emergency, the Coast Guard patrol commander may authorize a vessel to transit through the regulated area with a Coast Guard designated escort.

(3) All persons and vessels shall comply with the instructions of the Coast Guard on-scene patrol commander. On-scene patrol personnel may include commissioned, warrant, and petty officers of the U.S. Coast Guard. Upon hearing five or more short blasts from a U.S. Coast Guard vessel, the operator of a vessel shall proceed as directed. Members of the Coast Guard Auxiliary may also be present to inform vessel operators of this regulation and other applicable laws.

(c) *Effective dates.* This section is in effect from one hour before the scheduled start of the event until thirty minutes after the last firework is exploded for each event listed in Table One on the Dates and times specified in a Federal Register document.

Dated: June 7, 1996.

J.L. Linnon,  
Rear Admiral, U.S. Coast Guard Commander,  
First Coast Guard District.

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BILLING CODE 4910-14-M

### 33 CFR Part 100

[CGD01-96-025]

RIN 2115-AE46

#### Special Local Regulation: Newport—Bermuda Regatta, Narragansett Bay, Newport, RI

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

**SUMMARY:** The Coast Guard is establishing a permanent special local regulation for the Newport—Bermuda Regatta. The event will be held on June 21, 1996, and biennially thereafter on a date and times published in a Federal Register document. The regatta begins in the approach to Newport Harbor, Newport, RI, in the East Passage of Narragansett Bay, continuing offshore to Bermuda, U.K. This regulation is needed to control vessel movement in the confined waters of the regatta start area.

**EFFECTIVE DATE:** This section is effective on June 24, 1996.

**FOR FURTHER INFORMATION CONTACT:** Lieutenant Commander James B. Donovan, Assistant Search and Rescue Section, First Coast Guard District, (617) 223-8278.