

State, local, or tribal government, in the aggregate, or by the private sector of \$100,000,000 or more in any one year. Though this proposed rule would not result in such expenditure, we do discuss the effects of this rule elsewhere in this preamble.

Taking of Private Property

This proposed rule would not affect a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

Civil Justice Reform

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

Protection of Children

We have analyzed this proposed rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and would not create an environmental risk to health or risk to safety that might disproportionately affect children.

Indian Tribal Governments

This proposed rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it would not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

To help the Coast Guard establish regular and meaningful consultation and collaboration with Indian and Alaskan Native tribes, we published a notice in the **Federal Register** (66 FR 36361, July 11, 2001) requesting comments on how to best carry out the Order. We invite your comments on how this proposed rule might impact tribal governments, even if that impact may not constitute a "tribal implication" under the Order.

Energy Effects

We have analyzed this proposed rule under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use. We have determined that it is not a "significant energy action" under that order because

it is not a "significant regulatory action" under Executive Order 12866 and is not likely to have a significant adverse effect on the supply, distribution, or use of energy. It has not been designated by the Administrator of the Office of Information and Regulatory Affairs as a significant energy action. Therefore, it does not require a Statement of Energy Effects under Executive Order 13211.

Environment

We have analyzed this proposed rule under Commandant Instruction M16475.1D, which guides the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321–4370f), and have concluded that there are no factors in this case that would limit the use of a categorical exclusion under section 2.B.2. of the Instruction. Therefore, this rule is categorically excluded, under figure 2–1, paragraph (34)(f), of the Instruction, from further environmental documentation. This proposed rule would change the size of Anchorage No. 2, Anchorage No. 3 and Anchorage No. 4.

A draft "Environmental Analysis Check List" and a draft "Categorical Exclusion Determination" are available in the docket where indicated under **ADDRESSES**. Comments on this section will be considered before we make the final decision on whether the rule should be categorically excluded from further environmental review.

List of Subjects in 33 CFR Part 110

Anchorage regulations.

For the reasons discussed in the preamble, the Coast Guard proposes to amend 33 CFR part 110 as follows:

PART 110—ANCHORAGE REGULATIONS

1. The authority citation for part 110 continues to read as follows:

Authority: 33 U.S.C. 471, 1221 through 1236, 2030, 2035, 2071; 49 CFR 1.46 and 33 CFR 1.05–1(g).

2. In § 110.158, revise paragraphs (a) and (b) and add paragraphs (c), (d), and (e) to read as follows:

§ 110.158 Baltimore Harbor, MD.

(a) *Anchorage grounds.*

(1) *Anchorage No. 1, general anchorage.* The waters bounded by a line connecting the following points:

Latitude	Longitude
39°15'13.0" N	76°34'08.5" W
39°15'10.5" N	76°34'12.5" W
39°14'52.5" N	76°33'54.0" W
39°14'48.0" N	76°33'42.0" W
DATUM: NAD 83	

(2) *Anchorage No. 2, general anchorage.* The waters bounded by a line connecting the following points:

Latitude	Longitude
39°15'14.8" N	76°32'59.6" W
39°14'43.9" N	76°32'27.0" W
39°14'37.7" N	76°32'28.1" W
39°14'30.9" N	76°32'33.5" W
39°14'46.2" N	76°32'49.7" W
39°14'43.7" N	76°32'63.6" W
39°14'57.5" N	76°33'08.1" W
39°14'46.2" N	76°33'25.8" W
39°15'01.4" N	76°33'42.6" W
39°15'08.5" N	76°33'37.7" W
39°15'19.2" N	76°33'24.5" W
39°15'19.3" N	76°33'14.4" W
DATUM: NAD 83	

(3) *Anchorage No. 3, Upper, general anchorage.* The waters bounded by a line connecting the following points:

Latitude	Longitude
39°14'32.5" N	76°33'11.3" W
39°14'46.2" N	76°33'25.8" W
39°14'57.5" N	76°33'08.1" W
39°14'43.7" N	76°33'53.6" W
DATUM: NAD 83	

(4) *Anchorage No. 3, Lower, general anchorage.* The waters bounded by a line connecting the following points:

Latitude	Longitude
39°14'32.5" N	76°33'11.3" W
39°14'46.3" N	76°32'49.7" W
39°14'30.9" N	76°32'33.5" W
39°14'24.4" N	76°32'39.9" W
39°14'15.6" N	76°32'53.6" W
DATUM: NAD 83	

(5) *Anchorage No. 4, general anchorage.* The waters bounded by a line connecting the following points:

Latitude	Longitude
39°13'52.9" N	76°32'29.6" W
39°14'05.9" N	76°32'43.3" W
39°14'07.3" N	76°32'43.1" W
39°14'17.9" N	76°32'26.4" W
39°14'05.3" N	76°32'13.1" W
39°14'00.5" N	76°32'17.8" W
DATUM: NAD 83	

(6) *Anchorage No. 5, general anchorage.* The waters bounded by a line connecting the following points:

Latitude	Longitude
39°14'07.0" N	76°32'58.5" W
39°13'34.0" N	76°32'24.0" W
39°13'22.0" N	76°32'29.0" W
39°13'21.0" N	76°33'12.0" W
DATUM: NAD 83	

(7) *Anchorage No. 6, general anchorage.* The waters bounded by a line connecting the following points:

Latitude	Longitude
39°13'42.5" N	76°32'20.2" W