

■ 26. Amend § 2.79 by removing “D.C. Code 24–204” and adding “D.C. Code 24–404”.

§ 2.91 [Amended]

■ 27. Amend § 2.91, paragraph (a), by removing “D.C. Code 24–1233(c) and 4203(b)(4)” and adding “D.C. Code 24–133(c)”.

§ 2.92 [Amended]

■ 28. Amend § 2.92, paragraph (a), by removing “D.C. Code 24–431(a)” and adding “D.C. Code 24–221.03(a) and 24–405”.

§ 2.98 [Amended]

■ 29. Amend § 2.98, paragraph (e), by removing “D.C. Code 24–206(a)” and adding “D.C. Code 24–406(a)”.

§ 2.100 [Amended]

■ 30. Amend § 2.100, paragraph (d)(2), by removing “D.C. Code 24–206(a)” and adding “D.C. Code 24–406(a)”.

■ 31. Amend § 2.102 by revising paragraph (d) to read as follows:

§ 2.102 Place of revocation hearing.

* * * * *

(d)(1) A parolee shall be given an institutional revocation hearing upon the parolee's return or recommitment to an institution if the parolee:

(i) Voluntarily waives the right to a local revocation hearing; or

(ii) Admits (or has been convicted of) one or more charged violations without contesting any adjudicated charge that may be determinative of the Commission's decision regarding revocation and/or reparole.

(2) An institutional revocation hearing may also be conducted in the District of Columbia jail or prison facility in which the parolee is being held. On his own motion, a Commissioner may designate any case described in paragraph (d)(1) of this section for a local revocation hearing. The difference in procedures between a “local revocation hearing” and an “institutional revocation hearing” is set forth in § 2.103(b).

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§ 2.105 [Amended]

■ 32. Amend § 2.105 by removing “D.C. Code 24–206(a)” wherever it appears in paragraphs (b), (d), and (e) and adding “D.C. Code 24–406(a)”.

■ 33. Amend § 2.106 by revising paragraph (a) as set forth below, and, in paragraph (c), by removing “D.C. Code 24–805” and adding “D.C. Code 24–905”.

The revised text reads as follows:

§ 2.106 Youth Rehabilitation Act.

(a) *Regulations governing YRA offenders and D.C. Code FYCA offenders.* Unless the judgment and commitment order provides otherwise, the provisions of this section shall apply to an offender sentenced under the Youth Rehabilitation Act of 1985 (D.C. Code 24–901 *et seq.*) (YRA) who committed his offense before 5 p.m., August 11, 2000, and a D.C. Code offender sentenced under the former Federal Youth Corrections Act (former 18 U.S.C. 5005 *et seq.*) (FYCA). An offender sentenced under the YRA who committed his offense (or who continued to commit his offense) on or after 5 p.m., August 11, 2000, is not eligible for release on parole, but may be terminated from a term of supervised release before the expiration of the term and receive a certificate setting aside the conviction under § 2.208(f). *See* D.C. Code 24–904(c) and 24–906(c).

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§ 2.107 [Amended]

■ 34. Amend § 2.107, paragraph (a), by removing “D.C. Code 24–1233(b)(2)(G)” and “D.C. Code 24–251” and adding “D.C. Code 24–133(b)(2)(G)” and “D.C. Code 24–451”, respectively.

Dated: June 27, 2003.

Edward F. Reilly, Jr.,

Chairman, U.S. Parole Commission.

[FR Doc. 03–17175 Filed 7–11–03; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[CGD09–03–235]

RIN 1625–AA00

Safety Zone; Gary Air and Water Show, Lake Michigan, Gary, IN

AGENCY: Coast Guard, DHS.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone for the Gary Air and Water Show. The safety zone is necessary to protect vessels, participants and spectators during the Gary Air and Water Show. This safety zone is intended to restrict vessel from a portion of Lake Michigan.

DATES: This temporary final rule is effective from 8:30 a.m. on July 17, 2003, until 7 p.m. on July 20, 2003.

ADDRESSES: Comments and material received from the public, as well as

documents indicated in this preamble as being available in the docket, are part of docket [CGD09–03–235] and are available for inspection or copying at Marine Safety Office Chicago, 215 W. 83rd Street, Suite D, Chicago, Illinois 60627, between 7:30 a.m. and 4 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT:

MST2 Kenneth Brockhouse, U.S. Coast Guard Marine Safety Office Chicago, at (630) 986–2155.

SUPPLEMENTARY INFORMATION:

Regulatory Information

We did not publish a notice of proposed rulemaking (NPRM) for this regulation. Under 5 U.S.C. 553(b)(B), the Coast Guard finds that good cause exists for not publishing an NPRM. Under 5 U.S.C. 553(d)(3), the Coast Guard finds that good cause exists for making this rule effective less than 30 days after publication in the **Federal Register**. The permit application was not received in time to publish an NPRM followed by a final rule before the effective date. Delaying this rule would be contrary to the public interest of ensuring the safety of spectators and vessels during this event and immediate action is necessary to prevent possible loss of life or property. The Coast Guard has not received any complaints or negative comments previously with regard to this event.

Background and Purpose

A temporary safety zone is necessary to ensure the safety of participants and spectators from the hazards associated with an air and water show. All persons and vessels shall comply with the instructions of the Coast Guard Captain of the Port or the designated on scene patrol personnel. Entry into, transiting, or anchoring within the safety zone is prohibited unless authorized by the Captain of the Port Chicago or his designated on scene representative. The Captain of the Port Chicago's designated on scene representative will be the Patrol Commander. The Captain of the Port or his designated on scene representative may be contacted via VHF Channel 16.

Discussion of Rule

The safety zone will encompass all waters and adjacent shoreline of Lake Michigan bounded by the arc of a circle with a radius of 5 nautical miles with its center in approximate position 41°37'25" N, 087°15'42" W (off of Miller Beach Ogden Dunes). These coordinates are based upon North American Datum 1983 (NAD 1983).