

Indian Tribal Governments

This rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it does 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.

Energy Effects

We have analyzed this 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 considered the environmental impact of this rule and concluded that, under figure 2-1, paragraphs (34)(a) and (b) of Commandant Instruction M16475.ID, this rule is categorically excluded from further environmental documentation. These regulations are editorial or procedural and concern internal agency functions and organization. A "Categorical Exclusion Determination" is available in the docket where indicated under **ADDRESSES**.

List of Subjects

33 CFR Part 1

Administrative practice and procedure, Authority delegations (Government agencies), Freedom of information, Penalties.

33 CFR Part 3

Organization and functions (Government agencies).

33 CFR Part 5

Volunteers.

33 CFR Part 45

Military personnel, Reporting and recordkeeping requirements.

33 CFR Part 51

Administrative practice and procedure, Military personnel.

33 CFR Part 52

Administrative practice and procedure, Archives and records, Military personnel.

33 CFR Part 53

Administrative practice and procedure, Investigations, Military personnel, Whistleblowing.

33 CFR Part 66

Intergovernmental relations, Navigation (water), Reporting and recordkeeping requirements.

33 CFR Part 109

Anchorage grounds.

33 CFR Part 114

Bridges.

33 CFR Part 120

Passenger vessels, Reporting and recordkeeping requirements, Security measures, Terrorism.

46 CFR Part 1

Administrative practice and procedure, Organization and functions (Government agencies), Reporting and recordkeeping requirements.

46 CFR Part 68

Oil pollution, Vessels.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR parts 1, 3, 5, 45, 51, 52, 53, 66, 109, 114 and 120, and 46 CFR parts 1 and 68, as follows:

33 CFR Chapter I

PART 1—GENERAL PROVISIONS

1. The authority citation for part 1, subpart 1.05, is revised to read as follows:

Authority: 5 U.S.C. 552, 553, App. 2; 14 U.S.C. 2, 631, 632, and 633; and 33 U.S.C. 471, 499; 49 U.S.C. 101, 322; Pub. L. 107-296, 116 Stat. 2135; 49 CFR 1.4(b), 1.45(b), and 1.46.

§ 1.01-70 [Amended]

2. In § 1.01-70(e), remove "49 CFR 1.46 (ff) and (gg).".

§ 1.05-1 [Amended]

3. In § 1.05-1—
a. In paragraph (a), remove the word "Transportation" and add, in its place, the words "Homeland Security";
b. In paragraph (b), remove the word "Transportation" and add, in its place, the words "Homeland Security"; and remove the last sentence.

§ 1.05-10 [Amended]

4. In § 1.05-10—
a. In paragraph (a), remove the words "and Department of Transportation

Order 2100.5, Policies and Procedures for Simplification, Analysis, and Review of Regulations".

b. In paragraph (b), add the word "significant" immediately before the word "regulatory" wherever "regulatory" appears in the paragraph.

§ 1.05-25 [Amended]

5. In § 1.05-25(a), add the following sentences at the end of the paragraph: "Public dockets for rulemakings originating at Coast Guard Headquarters are kept at a Docket Management Facility (DMS) maintained by the Department of Transportation, at the Nassif Building, room PL-401, 400 Seventh Street SW., Washington, DC 20590-0001. These dockets are available electronically through the DMS Web site at <http://dms.dot.gov>."

PART 3—COAST GUARD AREAS, DISTRICTS, MARINE INSPECTION ZONES, AND CAPTAIN OF THE PORT ZONES

6. The authority citation for part 3 is revised to read as follows:

Authority: 14 U.S.C. 633, Pub. L. 107-296, 116 Stat. 2135; 49 CFR 1.45, 1.46.

§ 3.01-1 [Amended]

7. In § 3.01-1(a), remove the words "under the authority delegated by 1.45 and 1.46".

§ 3.01-5 [Amended]

8. In § 3.01-5, remove the words "Sections 1.45 and 1.46 of Title 49, Code of Federal Regulations, authorize" and "Transportation", and add, in their places, respectively, the words "Section 888 of Pub. L. 107-296, 116 Stat. 2135, authorizes" and "Homeland Security".

PART 5—COAST GUARD AUXILIARY

9. The authority citation for part 5 is revised to read as follows:

Authority: 14 U.S.C. 633, 892; Pub. L. 107-296, 116 Stat. 2135; 49 CFR 1.46.

§ 5.01 [Amended]

10. In § 5.01(j), remove the word "Transportation" wherever it appears in the paragraph, and add, in its place, the words "Homeland Security".

PART 45—ENLISTMENT OF PERSONNEL

11. The authority citation for part 45 is revised to read as follows:

Authority: 14 U.S.C. 351, 371; Pub. L. 107-296, 116 Stat. 2135; 49 CFR 1.46(b).