Therefore, each grantee must submit a quarterly report, as HUD prescribes, no later than 30 days following each calendar quarter, beginning after the first full calendar quarter after grant award and continuing until all funds have been expended and that expenditure reported. Each quarterly report will include information on the project name, activity, location, national objective, funds budgeted and expended, non-HUD Disaster Recovery Initiative Federal source and funds, numbers of properties and housing units, and numbers of low- and moderate-income households. Annually (i.e., with every fourth submission), the report shall include a financial reconciliation of funds budgeted and expended, and calculation of the overall percent of benefit to low- and moderate-income persons (unless waived). HUD is seeking approval from OMB for any new information collection requirements in accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520).


Saul Ramirez, Assistant Secretary for Community Planning and Development.

[FR Doc. 98-17273 Filed 6-26-98; 8:45 am]
PART 1926—SAFETY AND HEALTH REGULATIONS FOR CONSTRUCTION

Subpart Z—Toxic and Hazardous Substances

3. The authority citation for Subpart Z of 29 CFR 1926 is revised to read as follows:

Authority: Sec. 107, Contract Work Hours and Safety Standards Act (40 U.S.C. 333); Secs. 4, 6, 8, Occupational Safety and Health Act of 1970 (29 U.S.C. 653, 655, 657); and Federal Register Nos. 12–71 (36 FR 8754), 8–76 (41 FR 25059), 9–83 (48 FR 35736), 1–90 (55 FR 9033), or 6–96 (62 FR 111), as applicable; 29 CFR part 1911.

Section 1926.1102 not issued under 29 U.S.C. 655 or 29 CFR part 1911; also issued under 5 U.S.C. 553.

4. In §1926.1101, add paragraph (a)(8) and revise paragraph (g)(11) introductory text to read as follows:

§1926.1101 Asbestos.

(a) Scope and application. * * *

(8) This section does not apply to asbestos-containing asphalt roof coatings, cements and mastics.

(g) Methods of compliance * * *

(11) Alternative methods of compliance for installation, removal, repair, and maintenance of certain roofing and pipeline coating materials. Notwithstanding any other provision of this section, an employer who complies with all provisions of this paragraph (g)(11) when installing, removing, repairing, or maintaining intact pipeline asphaltic wrap, or roof flashings which contain asbestos fibers encapsulated or coated by bituminous or resinous compounds shall be deemed to be in compliance with this section. If an employer does not comply with all provisions of the paragraph (g)(11) if during the course of the job the material does not remain intact, the provisions of paragraph (g)(8) of this section apply instead of this paragraph (g)(11).

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Parts 404, 405, 406, and 407

46 CFR Parts 401, 402, 403, and 404

[USCG–1998–3976]

Great Lakes Pilotage; Reorganization of Regulations

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: The Saint Lawrence Seaway Development Corporation’s (SLSDC) responsibility for administering the Secretary’s functions under the Great Lakes Pilotage Act, as amended, (GLPA) was transferred from the SLSDC to the U.S. Coast Guard on March 5, 1998. This rule relocates the Great Lakes Pilotage regulations from their current place in Title 33, Code of Federal Regulations, to their original place in Title 46, Code of Federal Regulations. Reorganization of these regulations is necessary to position Great Lakes Pilotage rules with other U.S. Coast Guard regulations, and not with other SLSDC regulations. This rule also makes conforming amendments to the regulations to reflect U.S. Coast Guard responsibilities under the GLPA.

DATES: This final rule is effective June 30, 1998.

ADDRESSES: Documents as indicated in this preamble are available for inspection or copying at the Docket Management Facility, (USCG–1998–3976), U.S. Department of Transportation, room PL–401, 400 Seventh Street SW., Washington DC 20590–00001.

FOR FURTHER INFORMATION CONTACT: For questions on this rule, contact LTJG Mark A. Cunningham, U.S. Coast Guard, telephone 202–267–1534. For questions on viewing material in the docket, contact Dorothy Walker, Chief, Records, Department of Transportation, telephone 202–366–9329.

SUPPLEMENTARY INFORMATION:

Regulatory History

This rulemaking relates to departmental management, organization, procedure, and practice. Under 5 U.S.C. 553(b)(A), notice and public comment are unnecessary with respect to rules of this nature. Therefore, a notice of proposed rulemaking was not published prior to this rulemaking. For the same reason, good cause exists for making this rule effective less than 30 days after its publication date as is ordinarily required by 5 U.S.C. 553(d).

Background and Purpose

In 1994, the Secretary of Transportation (the Secretary) formed a study group to determine where to locate the authority to execute the functions vested in him by the GLPA. Among other powers and duties, the GLPA authorizes the Secretary to examine pilots, register them, and set rates for their services. Because the study group recommended transferring these functions from the U.S. Coast Guard to the SLSDC, the Secretary withdrew the Coast Guard’s authority in these matters and redelegated it to the SLSDC (December 11, 1995; 60 FR 6344). On November 12, 1997, the U.S. Court of Appeals for the District of Columbia Circuit, in Halverson v. Slater, 129 F.3d 180 (D.C. Cir, 1997), reversed a district court decision and held that the Secretary lacks the authority, under 49 U.S.C. 322(b), to delegate Great Lakes Pilotage Act powers and duties to the SLSDC. The court vacated the December 11, 1995 rule and determined that, under 46 U.S.C. 2104(a), the Secretary may delegate these functions only to the U.S. Coast Guard. On March 5, 1998, the Secretary responded to the court’s ruling by redelegating the authority to carry out functions under the GLPA to the U.S. Coast Guard (63 FR 10781–2).

This rulemaking relocates the Great Lakes Pilotage regulations from their current place in Title 33 to their original place in Title 46. Reorganization of the CFR is necessary to position Great Lakes Pilotage rules with other U.S. Coast Guard regulations, and not with other SLSDC regulations. This rule redesignates parts 404, 405, 406, and 407 of 33 CFR Chapter IV, as parts 401, 402, 403, and 404, respectively, of 46 CFR Chapter III.

This rule also makes conforming editorial changes to the redesignated sections that reflect the renewed delegation of Seaway responsibilities to the U.S. Coast Guard. For example, the word “Commandant” is changed to the word “Administrator” and the words “Saint Lawrence Seaway Development Corporation” are changed to the words “U.S. Coast Guard.” This rule also revises the authority citations of each redesignated part to reflect the renewed delegation of responsibilities from the Secretary to the U.S. Coast Guard.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.), the Coast Guard considered whether this rule will have a significant economic impact on a substantial number of small entities.