

local, or tribal governments or the private sector exceeding that threshold.

D. Federalism

Executive Order 13132 (titled Federalism) prohibits an agency from publishing any rule that has federalism implications if the rule either imposes substantial, direct compliance costs on state and local governments and is not required by statute or preempts state law unless the agency meets the consultation and funding requirements of section 6 of the Executive Order. This rule does not have federalism implications nor impose substantial direct compliance costs on state and local governments or preempt state law within the meaning of the Executive Order.

E. Paperwork Reduction Act (PRA) Notices

The Paperwork Reduction Act does not apply because this rule did not impose information collection requirements that require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

F. Severability

BEP has considered how this regulation should be construed if any provision were held to be invalid or unenforceable. The distinctive paper and each of the distinctive counterfeit deterrents contribute independently to the security of U.S. Federal Reserve notes. Accordingly, were protection for any of these items stayed or invalidated by a reviewing court, prohibition of the unauthorized possession or control of the remaining items would continue to serve the intended purpose of guarding against counterfeit and fraudulently altered U.S. Federal Reserve notes.

List of Subjects in 31 CFR Part 601

Currency, Securities, Printing.

For the reasons stated in the preamble, BEP revises 31 CFR part 601 to read as follows:

PART 601—DISTINCTIVE PAPER AND DISTINCTIVE COUNTERFEIT DETERRENTS FOR UNITED STATES FEDERAL RESERVE NOTES

Sec.

- 601.1 Notice and scope.
- 601.2 Distinctiveness requirement.
- 601.3 Distinctive paper.
- 601.4 Distinctive counterfeit deterrents.
- 601.5 Penalty for unauthorized control or possession.

Authority: 5 U.S.C. 301; 12 U.S.C. 418, 421; 18 U.S.C. 474A; 31 U.S.C. 321.

§ 601.1 Notice and scope.

The regulation in this part governs the distinctive paper and distinctive counterfeit deterrents adopted by the Secretary of the Treasury for United States Federal Reserve notes, which are subject to 18 U.S.C. 474A. The Director of Bureau of Engraving and Printing, by delegated authority, hereby gives notice of the distinctive paper and distinctive counterfeit deterrents adopted by the Secretary of the Treasury.

§ 601.2 Distinctiveness requirement.

(a) The Secretary of the Treasury has adopted distinctive paper and distinctive counterfeit deterrents:

- (1) In which the United States has an exclusive property interest; or
- (2) That are not otherwise in commercial use or the public domain and are necessary for preventing the counterfeiting of United States Federal Reserve notes.

(b) The distinctive paper and counterfeit deterrents are used in United States Federal Reserve notes.

§ 601.3 Distinctive paper.

The distinctive paper is a cream-white currency note paper with fibers, colored red and blue, evenly distributed throughout the currency note paper. The distinctive paper shall contain distinctive counterfeit deterrents in the currency note paper denominations prescribed by the Secretary of the Treasury.

§ 601.4 Distinctive counterfeit deterrents.

The distinctive counterfeit deterrents that may be used in the denominations of United States Federal Reserve notes as prescribed by the Secretary of the Treasury are:

- (a) Security threads containing graphics consisting of the designation “USA” and the denomination of the currency note, expressed in alphabetic or numeric characters.
- (b) Optically variable inks with material characteristics.
- (c) Non-visual characteristic inks with material characteristics.
- (d) Optically variable thread (three-dimensional (3-D) security ribbon and micro-optic stripe) visible in front or back of the currency note.
- (e) Non-visual characteristic features with material characteristics.

§ 601.5 Penalty for Unauthorized Control or Possession.

(a) Control or possession of distinctive paper and/or distinctive counterfeit deterrents adopted in §§ 601.3 and 601.4 require authorization by the Secretary of the Treasury.

(b) The penalty for unauthorized control and/or possession of distinctive paper and/or distinctive counterfeit deterrents adopted in §§ 601.3 and 601.4 is found at 18 U.S.C. 474A.

Leonard R. Olijar,

Director.

[FR Doc. 2023–14204 Filed 7–5–23; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 100

[Docket No. USCG–2023–0350]

Special Local Regulations; Beaufort Water Festival and Air Show, Beaufort, SC

AGENCY: Coast Guard, Department of Homeland Security (DHS).

ACTION: Notification of enforcement of regulation.

SUMMARY: The Coast Guard will enforce special local regulations at various locations in Captain of the Port Charleston from July 14, 2023, to July 22, 2023. Our regulation for marine events within the Captain of the Port (COTP) Charleston identifies the regulated areas for these annual events in South Carolina. This action is necessary to provide for the safety of life on these navigable waters during marine events. During the enforcement periods, if you are the operator of a vessel in the regulated area you must comply with directions from the COTP Charleston or designated representative.

DATES: The regulations in 33 CFR 100.704, will be enforced for the special local regulations identified in the **SUPPLEMENTARY INFORMATION** section below for the dates and times specified.

FOR FURTHER INFORMATION CONTACT: If you have questions about this notification of enforcement, call or email MST1 Thomas J. Welker, Sector Charleston, Waterways Management Division, U.S. Coast Guard; telephone (843) 740–3184, email CharlestonWaterways@uscg.mil.

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce the following special local regulations in 33 CFR 100.704, Table 1 to § 100.704, during the hours specified on the dates listed in the following Table:

DATES AND TIMES OF ENFORCEMENT OF 33 CFR 100.704 SPECIAL LOCAL REGULATIONS AT VARIOUS LOCATIONS IN THE CAPTAIN OF THE PORT CHARLESTON IN JULY 2023

No.	Date/time	Event/sponsor	Location	Regulated area
1	July 14, 2023 through July 23, 2023: 8 a.m. to 5 p.m. each day.	Beaufort Water Festival Sponsor: Beaufort Water Festival.	Beaufort, SC ...	Location: All waters 200 yards from seawall at Waterfront Park extending from Lady's Island Bridge to Spanish Point in Beaufort, SC.
2	July 22, 2023: noon to 5 p.m. ...	Beaufort Water Festival Air Show Sponsor: Beaufort Water Festival.	Beaufort, SC ...	Location: The following is a safety zone: A portion Beaufort River near Riverfront Park in Beaufort, SC. The zone is 700 feet wide by 2600 feet in length on waters of the Beaufort River encompassed within the following points: (1) 32°25'47" N/080°40'44" W, (2) 32°25'41" N/080°40'14" W, (3) 32°25'35" N/080°40'16" W, (4) 32°25'40" N/080°40'46" W.

This action is necessary to provide for the safety of life on these navigable waters during marine events. During the enforcement periods, as reflected in § 100.704(c), if you are the operator of a vessel in the regulated area you must comply with directions from the COTP Charleston or designated representative.

In addition to this notification of enforcement in the **Federal Register**, the Coast Guard plans to provide notification of this enforcement period via the Local Notice to Mariners and marine information broadcasts.

Dated: June 30, 2023.

C.F. Heard IV,

Commander, U.S. Coast Guard, Acting, Captain of the Port Sector Charleston.

[FR Doc. 2023-14276 Filed 7-5-23; 8:45 am]

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DEPARTMENT OF EDUCATION

34 CFR Parts 600, 668, 674, 682, and 685

[Docket ID: ED-2021-OPE-0077]

RIN 1840-AD53, 1840-AD59, 1840-AD70, 1840-AD71

Institutional Eligibility Under the Higher Education Act of 1965, as Amended; Student Assistance General Provisions; Federal Perkins Loan Program; Federal Family Education Loan Program; and William D. Ford Federal Direct Loan Program; Corrections

AGENCY: Office of Postsecondary Education, Department of Education.

ACTION: Final regulations; technical corrections and correcting amendments.

SUMMARY: On November 1, 2022, the Department of Education (Department) published in the **Federal Register** final regulations relating to loans under the Federal Perkins Loan (Perkins) Program, the Federal Family Education Loan (FFEL) Program and the William D. Ford Federal Direct Loan (Direct Loan) Program. This document corrects technical errors in the regulations and

preamble. This document does not contain any substantive changes to the regulations.

DATES: These corrections are effective July 6, 2023.

FOR FURTHER INFORMATION CONTACT: For further information, contact Rene Tiongquico at (202) 453-7513 or by email at Rene.Tiongquico@ed.gov.

If you are deaf, hard of hearing, or have a speech disability and wish to access telecommunications relay services, please dial 7-1-1.

SUPPLEMENTARY INFORMATION: On November 1, 2022, the Department published in the **Federal Register** final regulations relating to loans under the Perkins Loan Program, the FFEL Program, and the Direct Loan Program (87 FR 65904), effective July 1, 2023. Those final regulations contain technical errors.

Waiver of Proposed Rulemaking, Negotiated Rulemaking, and Delayed Effective Date

In accordance with the Administrative Procedure Act (APA), 5 U.S.C. 553, the Department generally offers interested parties the opportunity to comment on proposed regulations. However, the APA provides that an agency is not required to conduct notice-and-comment rulemaking when the agency, for good cause, finds that notice and public comment thereon are impracticable, unnecessary, or contrary to the public interest (5 U.S.C. 553(b)(3)(B)). There is good cause to waive rulemaking here as unnecessary.

Rulemaking is “unnecessary” in those situations in which “the administrative rule is a routine determination, insignificant in nature and impact, and inconsequential to the industry and to the public.” *Utility Solid Waste Activities Group v. EPA*, 236 F.3d 749, 755 (D.C. Cir. 2001), *quoting* U.S. Department of Justice, *Attorney General's Manual on the Administrative Procedure Act* 31 (1947) and *South Carolina v. Block*, 558 F. Supp. 1004, 1016 (D.S.C. 1983). The regulatory changes in this document are necessary

to correct technical errors and do not establish any new substantive rules and do not make substantive changes to this regulation. Therefore, the Department has determined that publication of a proposed rule is unnecessary under 5 U.S.C. 553(b)(3)(B).

In addition, under section 492 of the Higher Education Act of 1965, as amended (HEA) (20 U.S.C. 1098a), all regulations proposed by the Department for programs authorized under title IV of the HEA are subject to negotiated rulemaking requirements. Section 492(b)(2) of the HEA provides that negotiated rulemaking may be waived for good cause when doing so would be “impracticable, unnecessary, or contrary to the public interest.” There is likewise good cause to waive the negotiated rulemaking requirement in this case, since, as explained above, notice and comment rulemaking is unnecessary.

The APA generally requires that regulations be published at least 30 days before their effective date, unless the agency has good cause to implement its regulations sooner (5 U.S.C. 553(d)(3)). As previously stated, because the final regulations correct errors, there is good cause to waive the delayed effective date in the APA and make the final regulations effective July 6, 2023.

Accessible Format: On request to the program contact person listed under **FOR FURTHER INFORMATION CONTACT**, individuals with disabilities can obtain this document in an accessible format. The Department will provide the requestor with an accessible format that may include Rich Text Format (RTF) or text format (txt), a thumb drive, an MP3 file, braille, large print, audiotape, or compact disc, or other accessible format.

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