

## Indian Tribal Governments

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

The Coast Guard considered the environmental impact of this rule and concluded that under figure 2-1, paragraph 34(g), of Commandant Instruction M16475.1D, this rule is categorically excluded from further environmental documentation. This rule fits paragraph 34(g) as it establishes a safety zone. A "Categorical Exclusion Determination" is available in the docket for inspection or copying where indicated under **ADDRESSES**.

## List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

## Regulation

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

## PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

1. The authority citation for part 165 continues to read as follows:

**Authority:** 33 U.S.C. 1231; 50 U.S.C. 191, 33 CFR 1.05-1(g), 6.04-1, 6.04-6, 160.5; 49 CFR 1.46.

2. From 9:15 p.m. on June 8, 2002, through 10:15 p.m. on June 9, 2002, add temporary § 165.T01-039 to read as follows:

### § 165.T01-039 Safety Zone: Patriots Weekend, Dockside Restaurant Fireworks Display, Port Jefferson, NY.

(a) *Location.* The following area is a safety zone: All waters of Port Jefferson Harbor within a 600-foot radius of the fireworks barge in approximate position 40°54'38" N, 073°04'47" W (NAD 1983).

(b) *Enforcement times and dates.* This section will be enforced from 9:15 p.m. until 10:15 p.m. on June 8, 2002. In the event of inclement weather on June 8, 2002, this section will be enforced from 9:15 p.m. until 10:15 p.m. on June 9, 2002.

(c) *Regulations.* (1) The general regulations contained in 33 CFR 165.23 apply.

(2) No vessels will be allowed to transit the safety zone without the permission of the Captain of the Port, Long Island Sound.

(3) All persons and vessels shall comply with the instructions of the Coast Guard Captain of the Port or the designated on-scene-patrol personnel. These personnel comprise commissioned, warrant, and petty officers of the Coast Guard. Upon being hailed by a U.S. Coast Guard vessel by siren, radio, flashing light, or other means, the operator of a vessel shall proceed as directed.

Dated: March 21, 2002.

J.J. Coccia,

*Captain, U.S. Coast Guard, Captain of the Port, Long Island Sound.*

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## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

### 36 CFR Part 1254

RIN 3095-AB01

### Research Room Procedures; Correction

**AGENCY:** National Archives and Records Administration (NARA).

**ACTION:** Final rule; correction.

**SUMMARY:** NARA published in the **Federal Register** of February 22, 2002, a final rule revising its regulations on use of NARA research rooms to add a policy on use of public access personal computers (workstations) in the research rooms and clarifying researcher identification card issuance. We incorrectly stated that the researcher identification card is valid for one year instead of three years. This document corrects that error.

**EFFECTIVE DATE:** March 25, 2002.

**FOR FURTHER INFORMATION CONTACT:** Nancy Allard at telephone number 301-

713-7360, ext. 226, or fax number 301-713-7270.

**SUPPLEMENTARY INFORMATION:** NARA published a final rule document in the **Federal Register** of February 22, 2002 (67 FR 8199) that revised 36 CFR 1254.6 to clarify that, in research rooms where the plastic researcher identification card is also used with the facility's security system, we will issue a plastic card to researchers who have a paper card from another NARA facility. The proposed rule published on September 7, 2001 (66 FR 46752) correctly stated that the researcher identification card is valid for three years. The final rule incorrectly stated a one-year period. NARA is considering revising the length of time a researcher identification card is valid; however, we will issue a proposed rule for public comment before changing the period.

In the document FR 02-4211 published on February 22, 2002 (67 FR 8199), make the following correction:

### § 1254.6 [Corrected]

1. On page 8200, in the second column, in § 1254.6, correct the fourth line of paragraph (a) of that section to read "valid for three years, and may be renewed".

Dated: April 3, 2002.

Nancy Y. Allard,

*Federal Register Liaison Officer.*

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[AL-058-200219(a); FRL-7169-1]

### Approval and Promulgation of Implementation Plans: Revision to the Alabama Department of Environmental Management (ADEM) Administrative Code for the Air Pollution Control Program

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Direct final rule.

**SUMMARY:** The EPA is approving revisions to the Alabama Department of Environmental Management's (ADEM) Administrative Code submitted on February 21, 2002, by the State of Alabama. The revisions comply with the regulations set forth in the Clean Air Act (CAA). The revision was submitted to correct a numbering inconsistency in chapter 335-3-14 "Air Permits."

**DATES:** This direct final rule is effective June 10, 2002 without further notice,