

Windsor Locks, CT, Bradley Intl, ILS OR LOC RWY 6, ILS RWY 6 (CAT II), ILS RWY 6 (CAT III), Amdt 36B

Windsor Locks, CT, Bradley Intl, ILS OR LOC RWY 24, Amdt 10C

Windsor Locks, CT, Bradley Intl, ILS OR LOC RWY 33, Amdt 9B

Chicago, IL, Lansing Muni, Takeoff Minimums and Obstacle DP, Amdt 5

Dixon, IL, Dixon Muni-Charles R Walgreen Field, RNAV (GPS) RWY 8, Orig

Dixon, IL, Dixon Muni-Charles R Walgreen Field, RNAV (GPS) RWY 26, Orig

Dixon, IL, Dixon Muni-Charles R Walgreen Field, Takeoff Minimums and Obstacle DP, Amdt 2

Dixon, IL, Dixon Muni-Charles R Walgreen Field, VOR-A, Amdt 10

Olathe, KS, Johnson County Executive, RNAV (GPS) RWY 18, Amdt 1A

Lexington, KY, Blue Grass, RNAV (GPS) RWY 8, Orig, CANCELLED

Lexington, KY, Blue Grass, RNAV (GPS) RWY 26, Orig, CANCELLED

Mount Holly, NJ, South Jersey Rgnl, Takeoff Minimums and Obstacle DP, Orig

Bennettsville, SC, Marlboro County Jetport-H.E.Avent Field, Takeoff Minimums and Obstacle DP, Orig

Pelion, SC, Lexington County At Pelion, Takeoff Minimums and Obstacle DP, Orig

Atlanta, TX, Hall Miller Muni, NDB RWY 5, Amdt 4

Emporia, VA, Emporia-Greenville Rgnl, Takeoff Minimums and Obstacle DP, Orig

Casper, WY, Casper/Natrona County Intl, ILS OR LOC RWY 3, Amdt 6A

Casper, WY, Casper/Natrona County Intl, ILS OR LOC RWY 8, Amdt 25A

Casper, WY, Casper/Natrona County Intl, RNAV (GPS) RWY 3, Amdt 1A

Casper, WY, Casper/Natrona County Intl, RNAV (GPS) RWY 8, Amdt 1A

*Effective 02 JUL 2009*

Floralia, AL, Floralia Muni, Takeoff Minimums and Obstacle DP, Orig

Ankeny, IA, Ankeny Rgnl, GPS RWY 36, Amdt 2A, CANCELLED

Ankeny, IA, Ankeny Rgnl, ILS OR LOC RWY 36, Amdt 1

Ankeny, IA, Ankeny Rgnl, RNAV (GPS) RWY 36, Orig

Cherokee, IA, Cherokee County Rgnl, NDB OR GPS RWY 36, Amdt 4, CANCELLED

Cherokee, IA, Cherokee County Rgnl, RNAV (GPS) Y RWY 36, Orig

Cherokee, IA, Cherokee County Rgnl, RNAV (GPS) Z RWY 36, Orig

Knoxville, IA, Knoxville Muni, NDB RWY 15, Amdt 7, CANCELLED

Knoxville, IA, Knoxville Muni, NDB RWY 33, Amdt 6, CANCELLED

Vinton, IA, Vinton Veterans Meml Arpk, NDB RWY 27, Amdt 4, CANCELLED

Independence, KS, Independence Muni, VOR-A, Amdt 2

Lawrence, KS, Lawrence Muni, RNAV (GPS) RWY 33, Amdt 1

Battle Creek, MI, W K Kellogg, VOR RWY 23, Amdt 18

Detroit, MI, Detroit Metropolitan Wayne County, ILS PRM RWY 3R (Simultaneous Close Parallel), ILS PRM RWY 3R (CAT II), ILS PRM RWY 3R (CAT III), Orig

Detroit, MI, Detroit Metropolitan Wayne County, ILS PRM RWY 4L (Simultaneous Close Parallel), Orig

Detroit, MI, Detroit Metropolitan Wayne County, ILS PRM RWY 4R (Simultaneous Close Parallel), ILS PRM RWY 4R (CAT II), ILS PRM RWY 4R (CAT III), Orig

Detroit, MI, Detroit Metropolitan Wayne County, ILS PRM RWY 21L (Simultaneous Close Parallel), Orig

Detroit, MI, Detroit Metropolitan Wayne County, ILS PRM RWY 22L (Simultaneous Close Parallel), Orig

Detroit, MI, Detroit Metropolitan Wayne County, ILS PRM RWY 22R (Simultaneous Close Parallel), Orig

Holland, MI, Tulip City, ILS OR LOC/DME RWY 26, Amdt 2

Holland, MI, Tulip City, RNAV (GPS) RWY 26, Amdt 3

Holland, MI, Tulip City, Takeoff Minimums and Obstacle DP, Amdt 1

Midland, MI, Jack Barstow, RNAV (GPS) RWY 6, Amdt 1

Midland, MI, Jack Barstow, RNAV (GPS) RWY 24, Amdt 1

Midland, MI, Jack Barstow, Takeoff Minimums and Obstacle DP, Orig

Midland, MI, Jack Barstow, VOR-A, Amdt 7

Pellston, MI, Pellston Rgnl Airport Of Emmet County, Takeoff Minimums and Obstacle DP, Amdt 4

Sparta, MI, Paul C Miller-Sparta, RNAV (GPS) RWY 7, Orig

Sparta, MI, Paul C Miller-Sparta, RNAV (GPS) RWY 25, Orig

Sparta, MI, Paul C Miller-Sparta, VOR-A, Amdt 3

Sparta, MI, Paul C Miller-Sparta, VOR/DME RNAV OR GPS RWY 25, Amdt 2, CANCELLED

Minneapolis, MN, Minneapolis-St Paul Intl/Wold-Chamberlain, LOC RWY 22, Orig-A

Monett, MO, Monett Muni, RNAV (GPS) RWY 18, Amdt 1

Monett, MO, Monett Muni, RNAV (GPS) RWY 36, Amdt 1

Lorain/Elyria, OH, Lorain County Rgnl, RNAV (GPS) RWY 7, Orig

Lorain/Elyria, OH, Lorain County Rgnl, VOR-A, Amdt 3

New Lexington, OH, Perry County, RNAV (GPS) RWY 26, Orig

New Lexington, OH, Perry County, VOR/DME RWY 26, Amdt 2

Casper, WY, Natrona County Intl, RNAV (GPS) RWY 21, Amdt 2

Casper, WY, Natrona County Intl, RNAV (GPS) RWY 26, Amdt 1

[FR Doc. E9-9589 Filed 4-27-09; 8:45 am]

BILLING CODE 4910-13-P

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### 30 CFR Part 57

#### Safety and Health Standards— Underground Metal and Nonmetal Mines

##### CFR Correction

In Title 30 of the Code of Federal Regulations, parts 1 to 199, revised as of July 1, 2008, on page 358, in § 57.5060, remove paragraph (c)(3)(i) and redesignate paragraphs (c)(3)(ii), (c)(3)(iii), and (c)(3)(iv) as (c)(3)(i), (c)(3)(ii), and (c)(3)(iii) respectively.

[FR Doc. E9-9767 Filed 4-27-09; 8:45 am]

BILLING CODE 1505-01-D

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### 32 CFR Part 706

#### Certifications and Exemptions Under the International Regulations for Preventing Collisions at Sea, 1972

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Final rule.

**SUMMARY:** The Department of the Navy is amending its certifications and exemptions under the International Regulations for Preventing Collisions at Sea, 1972 (72 COLREGS), to reflect that the Deputy Assistant Judge Advocate General (Admiralty and Maritime Law) has determined that USS NEW YORK (LPD 21) is a vessel of the Navy which, due to its special construction and purpose, cannot fully comply with certain provisions of the 72 COLREGS without interfering with its special function as a naval ship. The intended effect of this rule is to warn mariners in waters where 72 COLREGS apply.

**DATES:** This rule is effective April 28, 2009 and is applicable beginning April 15, 2009.

**FOR FURTHER INFORMATION CONTACT:** Commander M. Robb Hyde, JAGC, U.S. Navy, Deputy Assistant Judge Advocate

General (Admiralty and Maritime Law), Office of the Judge Advocate General, Department of the Navy, 1322 Patterson Ave., SE., Suite 3000, Washington Navy Yard, DC 20374-5066, telephone number: 202-685-5040.

**SUPPLEMENTARY INFORMATION:** Pursuant to the authority granted in 33 U.S.C. 1605, the Department of the Navy amends 32 CFR Part 706.

This amendment provides notice that the Deputy Assistant Judge Advocate General (Admiralty and Maritime Law), under authority delegated by the Secretary of the Navy, has certified that USS NEW YORK (LPD 21) is a vessel of the Navy which, due to its special construction and purpose, cannot fully comply with the following specific provisions of 72 COLREGS without interfering with its special function as a naval ship: Rule 27, pertaining to the placement of all-round task lights in a vertical line; Annex I, paragraph 3(a), pertaining to the horizontal distance between the forward and after masthead lights; and Annex I, paragraph 2(k), pertaining to the vertical separation

between anchor lights. The Deputy Assistant Judge Advocate General (Admiralty and Maritime Law) has also certified that the lights involved are located in closest possible compliance with the applicable 72 COLREGS requirements.

Moreover, it has been determined, in accordance with 32 CFR Parts 296 and 701, that publication of this amendment for public comment prior to adoption is impracticable, unnecessary, and contrary to public interest since it is based on technical findings that the placement of lights on this vessel in a manner differently from that prescribed herein will adversely affect the vessel's ability to perform its military functions.

**List of Subjects in 32 CFR Part 706**

Marine safety, Navigation (water), and Vessels.

■ For the reasons set forth in the preamble, amend part 706 of title 32 of the Code of Federal Regulations as follows:

**PART 706—CERTIFICATIONS AND EXEMPTIONS UNDER THE INTERNATIONAL REGULATIONS FOR PREVENTING COLLISIONS AT SEA, 1972**

■ 1. The authority citation for part 706 continues to read as follows:

**Authority:** 33 U.S.C. 1605.

■ 2. Section 706.2 is amended as follows:

■ A. In Table Three, by adding, in alphanumerical order by vessel number, the following entry for USS NEW YORK (LPD 21):

■ B. In Table Four, Paragraph 20 by adding, in alphanumerical order by vessel number, the following entry for USS NEW YORK (LPD 21):

■ C. In Table Five, by adding, in alphanumerical order by vessel number, the following entry for USS NEW YORK (LPD 21):

**§ 706.2 Certifications of the Secretary of the Navy under Executive Order 11964 and 33 U.S.C. 1605.**

\* \* \* \* \*

TABLE THREE

Vessel	Number	Masthead lights arc of visibility; rule 21(a)	Side lights arc of visibility; rule 21(b)	Stern light arc of visibility; rule 21(c)	Side lights distance inboard of ship's sides in meters 3(b) Annex 1	Stern light, distance forward of stern in meters; rule 21(c)	Forward anchor light, height above hull in meters; 2(k) Annex 1	Anchor lights relationship of aft light to forward light in meters 2(k) Annex 1
USS NEW YORK	LPD 21	*	*	*	*	*	*	1.75m below.

\* \* \* \* \*

TABLE FOUR

20. \* \* \*

Vessel	Number	Angle in degrees of task lights off vertical as viewed from directly ahead or astern
USS NEW YORK	LPD21	10

\* \* \* \* \*

TABLE FIVE

Vessel	Number	Masthead lights not over all other lights and obstructions. Annex I, sec. 2(f)	Forward masthead light not in forward quarter of ship. Annex I, sec. 3(a)	After masthead light less than 1/2 ship's length aft of forward masthead light. Annex I, sec. 3(a)	Percentage horizontal separation attained
USS NEW YORK	LPD 21	*	*	X	71.0

\* \* \* \* \*

M. Robb Hyde,  
Commander, JAGC, U.S. Navy Deputy  
Assistant Judge Advocate General (Admiralty  
and Maritime Law).

Dated: April 22, 2009.

**A.M. Vallandigham,**

Lieutenant Commander, Office of the Judge  
Advocate General, U.S. Navy, Federal  
Register Liaison Officer.

[FR Doc. E9-9618 Filed 4-27-09; 8:45 am]

**BILLING CODE 3810-FF-P**

**DEPARTMENT OF HOMELAND  
SECURITY**

**Coast Guard**

**33 CFR Part 117**

**[USCG-2009-0283]**

**Drawbridge Operating Regulations;  
Gulf Intracoastal Waterway, Galveston,  
TX**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary deviation  
from regulations.

**SUMMARY:** The Commander, Eighth  
Coast Guard District, has issued a  
temporary deviation from the regulation  
governing the operation of the Galveston  
Causeway Railroad Bascule Bridge  
across the Gulf Intracoastal Waterway,  
mile 357.2 west of Harvey Locks, at  
Galveston, Galveston County, Texas.  
This deviation provides for the bridge to  
remain closed to navigation for five  
hours a day for 14 non-consecutive days  
in order to perform scheduled  
maintenance.

**DATES:** This deviation is effective from  
7 a.m. on Monday, May 11, 2009 until  
noon on Wednesday, June 3, 2009.

**ADDRESSES:** Documents indicated in this  
preamble as being available in the  
docket are part of docket USCG-2009-  
0283 and are available online at  
[www.regulations.gov](http://www.regulations.gov), selecting the  
Advanced Docket Search Option on the  
right side of the screen, inserting USCG-  
2009-0283 in the Docket ID box,  
pressing Enter, and then clicking on the  
item in the Docket ID column. This  
material is also available for inspection  
or copying at the Docket Management  
Facility (M-30), U.S. Department of  
Transportation, West Building Ground  
Floor, Room W12-140, 1200 New Jersey  
Avenue, SE., Washington, DC 20590,  
between 9 a.m. and 5 p.m., Monday  
through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If  
you have questions on this rule, call  
David Frank, Bridge Administration  
Branch, telephone 504-671-2128. If you

have questions on viewing the docket,  
call Renee V. Wright, Program Manager,  
Docket Operations, telephone 202-366-  
9826.

**SUPPLEMENTARY INFORMATION:** The  
Burlington Northern Railway Company  
has requested a temporary deviation in  
order to perform necessary maintenance  
on the rail joints of the Galveston  
Causeway Railroad Bascule Bridge  
across the Gulf Intracoastal Waterway,  
mile 357.2 west of Harvey Locks, at  
Galveston, Galveston County, Texas.  
The maintenance is essential for the  
continued safe operation of the railroad  
bridge. This temporary deviation will  
allow the bridge to remain in the closed-  
to-navigation position from 7 a.m. until  
noon, Monday through Thursday from  
Monday, May 11, 2009 until  
Wednesday, June 3, 2009. The bridge  
will operate normally for the passage of  
vessels on Memorial Day, Monday, May  
27, 2009. During the closure the draw  
will be able to open for emergencies  
after securing the ties on the bridge.  
Currently, the draw opens on signal for  
the passage of vessels.

The bridge has a vertical clearance of  
10 feet above mean high water in the  
closed-to-navigation position. Navigation  
at the site of the bridge  
consists mainly of tows with barges and  
some recreational pleasure craft. Due to  
prior experience, as well as  
coordination with waterway users, it  
has been determined that this closure  
will not have a significant effect on  
these vessels. No alternate routes are  
available. This closure is considered  
necessary for repair of the bridge.

In accordance with 33 CFR 117.35(e),  
the drawbridge must return to its regular  
operating schedule immediately at the  
end of the designated time period. This  
deviation from the operating regulations  
is authorized under 33 CFR 117.35.

Dated: April 13, 2009.

**David M. Frank,**

*Bridge Administrator.*

[FR Doc. E9-9635 Filed 4-27-09; 8:45 am]

**BILLING CODE 4910-15-P**

**DEPARTMENT OF HOMELAND  
SECURITY**

**Coast Guard**

**33 CFR Part 117**

**[USCG-2009-0235]**

**Drawbridge Operation Regulation;  
Long Island, NY Inland Waterway From  
East Rockaway Inlet to Shinnecock  
Canal, Hempstead, NY, Maintenance**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary deviation  
from regulations.

**SUMMARY:** The Commander, First Coast  
Guard District, has issued a temporary  
deviation from the regulation governing  
the operation of the Wantagh State  
Parkway Bridge across Sloop Channel at  
mile 15.4, at Jones Beach, New York.  
Under this temporary deviation the  
bridge may operate on a limited  
operating schedule to facilitate the  
completion of bridge construction.

**DATES:** This deviation is effective from  
April 2, 2009 through May 22, 2009.

**ADDRESSES:** and are available online at  
<http://www.regulations.gov>, selecting  
the Advanced Docket Search Option on  
the right side of the screen, inserting  
USCG-2009-0235 in the Docket ID box,  
pressing Enter, and then clicking on the  
item in the Docket ID column. This  
material is also available for inspection  
or copying at the Docket Management  
Facility (M-30), U.S. Department of  
Transportation, West Building Ground  
Floor, Room W12-140, 1200 New Jersey  
Avenue, SE., Washington, DC 20590,  
between 9 a.m. and 5 p.m., Monday  
through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If  
you have questions on this rule, call  
Judy Leung-Yee, Project Officer, First  
Coast Guard District, telephone 212-  
668-7165. If you have questions on  
viewing the docket, call Renee V.  
Wright, Program Manager, Docket  
Operations, telephone 202-366-9826.

**SUPPLEMENTARY INFORMATION:** The  
Wantagh State Parkway Bridge has a  
vertical clearance in the closed position  
of 16 feet at mean high water. The  
existing drawbridge operation  
regulations are listed at 33 CFR 117.5.  
The New York State Department of  
Transportation requested a temporary  
deviation to facilitate the completion of  
bridge construction.

The waterway has seasonal  
recreational vessels and fishing vessels  
of various sizes. We contacted the New  
York Marine Trades Association and  
Station Jones Beach. No objection to the  
proposed temporary deviation schedule  
was received.

Under this temporary deviation, in  
effect from April 2, 2009 through May  
22, 2009, the Wantagh State Parkway  
Bridge at mile 15.4, across Sloop  
Channel, shall operate as follows:

From Monday through Friday the  
bridge shall open on signal at 6:30 a.m.  
and 4 p.m. after least a 30-minute  
advance notice is given. From 4 p.m. to  
6:30 a.m. the bridge shall open on signal  
after at least a two-hour advance notice  
is given.