

Jacksonville, FL encompassed within an imaginary line connecting the following points: starting at Point 1 in position 30°19'26.61" N, 81°39'46.45" W; thence south to Point 2 in position 30°19'22.90" N, 81°39'47.03" W; thence east to Point 3 in position 30°19'22.27" N, 81°39'32.14" W; thence north to Point 4 in position 30°19'26.16" N, 81°39'31.69" W; thence west back to origin.

(2) *Buffer Zone.* All waters of the St. Johns River located in downtown Jacksonville, FL encompassed within an imaginary line connecting the following points: starting at Point 1 in position 30°19'26.14" N, 81°39'49.48" W; thence south to Point 2 in position 30°19'21.23" N, 81°39'47.63" W; thence east to Point 3 in position 30°19'19.91" N, 81°39'28.36" W; thence north to Point 4 in position 30°19'25.96" N, 81°39'27.97" W; thence west along the shoreline back to origin.

(b) *Definition.* The term "designated representative" means Coast Guard Patrol Commanders, including Coast Guard coxswains, petty officers, and other officers operating Coast Guard vessels, and Federal, state, and local officers designated by or assisting the Captain of the Port Jacksonville in the enforcement of the regulated areas.

(c) *Regulations.* (1) All persons and vessels are prohibited from:

(i) Entering, transiting through, anchoring in, or remaining within Race Area unless an authorized race participant.

(ii) Anchoring in, or remaining within the buffer zone, unless enforcing the buffer zone or a race participant transiting to the race area. Vessels wishing to transit through the buffer zone must do so at bare steerageway.

(2) Persons and vessels desiring to enter, transit through, anchor in, or remain within the regulated areas may contact the Captain of the Port Jacksonville by telephone at (904) 564-7513, or a designated representative via VHF radio on channel 16, to request authorization. If authorization is granted by the Captain of the Port Jacksonville or a designated representative, all persons and vessels receiving such authorization must comply with the instructions of the Captain of the Port Jacksonville or a designated representative.

(3) The Coast Guard will provide notice of the regulated areas by Local Notice to Mariners, Broadcast Notice to Mariners, and on-scene designated representatives.

(d) *Enforcement Period.* This rule will be enforced daily from 8 a.m. until 6:00 p.m. on September 20, 2013 through September 21, 2013.

Dated: August 28, 2013.

**T.G. Allan, Jr.,**

*Captain, U.S. Coast Guard, Captain of the Port Jacksonville.*

[FR Doc. 2013-22596 Filed 9-16-13; 8:45 am]

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## DEPARTMENT OF EDUCATION

### 34 CFR Parts 75 and 371

[Catalog of Federal Domestic Assistance (CFDA) Number: 84.250C and 84.250D]

#### Final Waivers and Extensions of Project Periods; American Indian Vocational Rehabilitation Services (AIVRS) Program

**AGENCY:** Rehabilitation Services Administration, Office of Special Education and Rehabilitative Services, Department of Education.

**ACTION:** Final waivers and extensions of project periods.

**SUMMARY:** The Secretary waives the regulations that generally limit project periods to 60 months and that restrict project period extensions involving the obligation of additional Federal funds. As a result, for the 60-month projects initially funded in fiscal years (FYs) 2007 and 2008 under the AIVRS program, the Secretary is extending the project periods until September 30, 2014.

**DATES:** Effective September 17, 2013.

**FOR FURTHER INFORMATION CONTACT:** August Martin, U.S. Department of Education, 400 Maryland Avenue SW., Room 5049, Potomac Center Plaza (PCP), Washington, DC 20202-2800. Telephone: (202) 245-7410.

If you use a telecommunications device for the deaf (TDD) or a text telephone (TTY), call the Federal Relay Service (FRS), toll-free, at 1-800-877-8339.

**SUPPLEMENTARY INFORMATION:** On June 11, 2013, the Department published a notice in the **Federal Register** (78 FR 34962) inviting comments on the Department's proposal to make certain AIVRS grants effective for more than 60 months under the authority of Section 121(b)(3) of the Rehabilitation Act of 1973, as amended (the Act). The Secretary proposed to waive the requirements of 34 CFR 75.250, which generally limit project periods to 60 months, and of 34 CFR 75.261(c)(2), which restrict project period extensions involving the obligation of additional Federal funds. The Secretary also proposed to extend the project period for the 32 AIVRS grantees from October 1, 2013, through September 30, 2014.

The proposed waivers and extensions would enable the 32 AIVRS grantees to request, and continue to receive, Federal funds beyond the 60-month limitation set by 34 CFR 75.250.

There are no substantive differences between the proposed and final waivers and extensions.

#### Public Comment

In the June 11, 2013, notice for the AIVRS program, the Secretary invited comments on the effect these proposed waivers and extensions may have on the AIVRS program and on potential applicants for grant awards responding to any new AIVRS notice inviting applications (NIA), should there be one. We received comments from three commenters, all of whom supported the Department's proposal. In addition, one of the three commenters raised four concerns.

Generally, we do not address technical and other minor changes. In addition, we do not address general comments that raise concerns not directly related to the proposed waivers and extensions.

#### Analysis of Comments and Changes

*Comment:* One commenter raised a concern about how a recent GAO report would affect the ability of current AIVRS grantees that do not have Federal or State reservations to continue serving tribal members with disabilities. The commenter also was concerned about the "effect on the capacity and available resources for those tribes who will be determined 'ineligible' to receive RSA 121 funds to prepare its tribal members with disabilities for gainful employment." (The reference to "121 funds" refers to the section of the Act that authorizes the governing bodies and consortia of governing bodies of Indian Tribes to receive Federal assistance in order to provide vocational rehabilitation services to American Indians with disabilities.)

*Discussion:* This comment addresses an issue that is outside the scope of this notice. The Department published a notice of tribal consultation and request for comment in the **Federal Register** (78 FR 40458) on July 5, 2013. That notice specifically invited comments on the effect of a possible change in how the Department interprets the definition of the term "reservation" that is used to determine eligibility for a grant under the AIVRS program. The comment period for this notice closed on September 3, 2013. This comment will be considered as a response to the Department's request for comment under the Notice of Tribal Consultation.

*Changes:* None.

*Comment:* The same commenter raised a concern about whether there would be adequate funds available to grant awards to continuing AIVRS programs and other eligible tribal entities should RSA hold a section 121 grant competition in FY 2014.

*Discussion:* The AIVRS program is funded through a set-aside of the funds appropriated for the Vocational Rehabilitation (VR) State Grants program. Pending Congress's approval of a new budget, the Department anticipates that sufficient funds should be available to hold a grant competition in FY 2014 that would fund a minimum of 48 grants with project periods that would begin in FY 2015. This is the same estimated total number of new grants the Department would have awarded if it had conducted separate competitions in FY 2012, 2013, and 2014.

*Changes:* None.

*Comment:* The same commenter also expressed the need to provide technical assistance and training to existing AIVRS programs and interested eligible tribes in the development of AIVRS grant proposals and grant management. This commenter was particularly concerned, given the fact that RSA's current capacity-building projects that provides technical assistance to AIVRS projects and applicants ends on September 30, 2013.

*Discussion:* On November 8, 2012 (77 FR 66959), RSA published a request for information related to its Rehabilitation Long-Term Training program, Technical Assistance and Continuing Education, the National Clearinghouse, and Capacity Building efforts. RSA is continuing to analyze the comments we received from that notice. Funding priorities to address the need for technical assistance, including the technical assistance needs of AIVRS projects, will be published at a later time.

*Changes:* None.

#### Waivers and Extensions

The project periods for the current 32 AIVRS grantees, selected through the grant competitions held in FY 2007 and 2008 are scheduled to end September 30, 2013. However, section 121(b)(3) of the Act provides that the Department has the authority to make an AIVRS grant effective for more than 60 months, pursuant to prescribed regulations. Therefore, for these 32 AIVRS grantees, the Secretary waives the requirements of 34 CFR 75.250 and 34 CFR 75.261(c)(2), which limit project periods to 60 months and restrict project period extensions that involve the obligation of additional Federal funds. The Secretary

also extends the current project period for the 32 AIVRS grantees funded in FY 2007 and 2008 through September 30, 2014. Finally, the Department will not announce a new AIVRS competition in FY 2013 or make new awards in FY 2013.

This action allows the 32 AIVRS grantees to request continuation funding in FY 2013. Decisions regarding annual continuation awards will be based on the program narratives, budgets, budget narratives, and program performance reports submitted by these 32 AIVRS grantees and on the requirements of 34 CFR 75.253. Any activities to be carried out during the year of continuation awards must be consistent with, or be a logical extension of, the scope, goals, and objectives of each grantee's application as approved following the FY 2007 and 2008 AIVRS competitions. The FY 2007 and 2008 AIVRS NIAs will continue to govern the grantees' projects during the extension year. These current AIVRS grantees may request continuation awards in FY 2013 for project periods ending September 30, 2014.

#### Waiver of Delayed Effective Date

The Administrative Procedure Act (APA) requires that a substantive rule must be published at least 30 days before its effective date, except as otherwise provided for good cause (5 U.S.C. 553(d)(3)). The Secretary has determined that a delayed effective date is unnecessary and contrary to the public interest. It is unnecessary because we received only three public comments on this action, all of which supported our proposal and we have not made any substantive changes to the proposal. It is contrary to public interest because we would not be able to make timely continuation grants to the 32 affected entities with the delay. Therefore, the Secretary waives the APA's delayed effective date provision for good cause.

#### Regulatory Flexibility Act Certification

The Secretary certifies that this final extension of the project period and waiver will not have a significant economic impact on a substantial number of small entities. The only entities that will be affected are the current grantees and any other potential applicants.

#### Paperwork Reduction Act of 1995

The final waivers and extensions of project periods do not contain any information collection requirements.

#### Intergovernmental Review

This program is not subject to the requirements of Executive Order 12372 and the regulations in 34 CFR Part 79.

*Accessible Format:* Individuals with disabilities can obtain this document in an accessible format (e.g., braille, large print, audiotape, or compact disc) on request to the contact person listed under **FOR FURTHER INFORMATION CONTACT**.

*Electronic Access to This Document:* The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available via the Federal Digital System at: [www.gpo.gov/fdsys](http://www.gpo.gov/fdsys). At this site you can view this document, as well as all other documents of this Department published in the **Federal Register**, in text or Adobe Portable Document Format (PDF). To use PDF you must have Adobe Acrobat Reader, which is available free at the site.

You may also access documents of the Department published in the **Federal Register** by using the article search feature at: [www.federalregister.gov](http://www.federalregister.gov). Specifically, through the advanced search feature at this site, you can limit your search to documents published by the Department.

Dated: September 12, 2013.

**Sue Swenson,**

*Deputy Assistant Secretary for Special Education and Rehabilitative Services, delegated the authority to perform the functions and duties of the Assistant Secretary for Special Education and Rehabilitative Services.*

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**BILLING CODE 4000-01-P**

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## DEPARTMENT OF DEFENSE

### DEPARTMENT OF VETERANS AFFAIRS

#### 38 CFR Part 17

RIN 2900-AN92

#### Vet Center Services

**AGENCY:** Department of Defense and Department of Veterans Affairs.

**ACTION:** Final rule.

**SUMMARY:** The Department of Veterans Affairs (VA) is establishing in regulation the readjustment counseling currently provided in VA's Vet Centers to certain veterans of the Armed Forces and members of their families, and implementing provisions of the Caregivers and Veterans Omnibus