

**§ 165.T08–0621 Safety Zone; Allegheny River, Mile 0 to Mile 0.6, Pittsburgh, PA.**

(a) *Location.* The following area is a safety zone: All navigable waters of the Allegheny River from Mile 0 to Mile 0.6

(b) *Effective period.* This section is effective from 10:30 a.m. on August 2, 2019, through 10:30 p.m. on August 4, 2019. It will be enforced from 10:30 a.m. through 10:30 p.m. each day.

(c) *Regulations.* (1) In accordance with the general regulations in § 165.23, entry of persons and vessels into this zone is prohibited unless authorized by the Captain of the Port Marine Safety Unit Pittsburgh (COTP) or a designated representative. A designated representative is a commissioned, warrant, or petty officer of the U.S. Coast Guard (USCG) assigned to units under the operational control of the COTP.

(2) Persons or vessels requiring entry into or passage through the zone must request permission from the COTP or a designated representative. To seek permission to enter, contact the COTP or a designated representative via VHF–FM channel 16, or through Marine Safety Unit Pittsburgh at 412–221–0807.

(3) All persons and vessels shall comply with the instructions of the COTP or a designated representative.

(d) *Information broadcasts.* The COTP or a designated representative will inform the public through Local Notice to Mariners (LNMs), Broadcast Notices to Mariners (BNMs), and/or Marine Safety Information Bulletins (MSIBs), as appropriate.

**A.W. Demo,**

*Commander, U.S. Coast Guard, Captain of the Port Marine Safety Unit Pittsburgh.*

[FR Doc. 2019–15969 Filed 7–26–19; 8:45 am]

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**DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Part 165**

[Docket No. USCG–2019–0620]

**Safety Zone; Leukemia and Lymphoma Light the Night Fireworks**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of enforcement of regulation.

**SUMMARY:** The Coast Guard will enforce regulations for the Leukemia and Lymphoma Light the Night Fireworks display safety zone on October 12, 2019. Our regulation for firework display safety zones within the Captain of the

Port Zone Columbia River identifies the regulated area for this event on the Willamette River in Portland, OR, and the regulations that will be enforced. These regulations prohibit persons and vessels from entry into, transit through, mooring, or anchoring within the regulated area unless authorized by the Captain of the Port Sector Columbia River or their designated representative.

**DATES:** The regulations in 33 CFR 165.1315 will be enforced for the Leukemia and Lymphoma Light the Night Fireworks display safety zone listed in the table in § 165.1315(a) from 7 p.m. to 9:30 p.m. on October 12, 2019.

**FOR FURTHER INFORMATION CONTACT:** If you have questions about this notice of enforcement, call or email LCDR Dixon Whitley, Waterways Management Division, MSU Portland, Oregon, Coast Guard; telephone 503–240–9319, email [MSUPDXWWM@uscg.mil](mailto:MSUPDXWWM@uscg.mil).

**SUPPLEMENTARY INFORMATION:** The Coast Guard will enforce the safety zone for the Leukemia and Lymphoma Light the Night Fireworks display in Portland, OR detailed in 33 CFR 165.1315 from 7 p.m. to 9:30 p.m. on October 12, 2019. This action is necessary to ensure the safety of life on the Columbia River during the fireworks display. Under the provisions of 33 CFR 165.1315 and subpart C of part 165, no person or vessel may enter the safety zone, consisting of all waters of the Columbia River within a 450 yard radius of the launch site located at 45°30'23" N, 122°40'4" W, without permission from the Captain of the Port Sector Columbia River or their designated representative. Persons or vessels wishing to enter the safety zone may request permission to do so from the on-scene Captain of the Port representative via VHF Channel 16 or 13. The Coast Guard may be assisted by other Federal, State, or local enforcement agencies in enforcing this regulation.

Dated: July 23, 2019.

**J.C. Smith,**

*Captain, U.S. Coast Guard, Captain of the Port Columbia River.*

[FR Doc. 2019–15997 Filed 7–26–19; 8:45 am]

**BILLING CODE 9110–04–P**

**DEPARTMENT OF EDUCATION****34 CFR Parts 600 and 668**

**RIN 1840–AD39**

[Docket ID ED–2018–OPE–0041]

**Institutional Eligibility and Student Assistance General Provisions**

**AGENCY:** Office of Postsecondary Education, Department of Education.

**ACTION:** Final rule; announcement of effective date.

**SUMMARY:** Consistent with the decisions of the U.S. District Court for the Northern District of California, this document memorializes that selected provisions of these final regulations took effect on May 26, 2019.

**DATES:** In *National Education Association v. DeVos*, No. 18–cv–05173–LB (N.D. CA April 26, 2019), the court vacated the rule amending 34 CFR 600.2, 600.9(c), 668.2, and the addition of 34 CFR 668.50, published December 19, 2016 at 81 FR 92236, and delayed June 29, 2018 (83 FR 31296), is effective May 26, 2019.

**FOR FURTHER INFORMATION CONTACT:** Sophia McArdle, U.S. Department of Education, 400 Maryland Ave. SW, Mail Stop 290–44, Washington, DC 20202. Telephone: (202) 453–6318. Email: [sophia.mcardle@ed.gov](mailto:sophia.mcardle@ed.gov) or Scott Filter, U.S. Department of Education, 400 Maryland Ave. SW, Mail Stop 290–42, Washington, DC 20202. Telephone: (202) 453–7249. Email: [scott.filter@ed.gov](mailto:scott.filter@ed.gov).

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:****Background**

On December 19, 2016 (81 FR 92236), the U.S. Department of Education (Department) published regulations related to distance education and correspondence courses as well as regulations providing students and the public with disclosures about the educational institutions that offered these programs (Distance Education Rules). The regulations originally were to go into effect July 1, 2018. But on July 3, 2018 (83 FR 31296) with an effective date of June 29, 2018, the Department published a notice delaying the effective date of the amendments to 34 CFR 600.2, 600.9(c), 668.2, and the addition of 34 CFR 668.50, published December 19, 2016 (81 FR 92236) until July 1, 2020 (Delay Rule).

The National Education Association (NEA), the California Teachers Association (CTA), and individual plaintiffs Shane Heiman, Kwynn Uyehara, and Stephanie Portilla, who are NEA and CTA members who were enrolled or considering enrolling in online education programs, filed a challenge to the Delay Rule, arguing that, because the Department did not submit these regulations to negotiated rulemaking, the Department violated the Higher Education Act of 1965, as amended, and the Administrative Procedure Act. They asked for the Delay Rule to be vacated and that the December 2016 Distance Education Rules be allowed to go into effect. Complaint for Declaratory and Injunctive Relief, *National Education Association v. DeVos*, No. 18-cv-05173-LB (N.D. CA August 23, 2018).

On April 26, 2019, the Court issued its Memorandum Opinion and Order, granting the Plaintiffs' motion for summary judgment and denying the Department's cross-motion for summary judgment, stating that the Department did not have good cause to forgo negotiated rulemaking with respect to the Delay Rule. The Court vacated the Delay Rule, but stayed the vacatur for 30 days from the date of the order (April 26, 2019). *National Education Association v. DeVos*, No. 18-cv-05173-LB (N.D. CA April 26, 2019).

### Regulations

With this action by the Court, the final regulations, published December 19, 2016 (81 FR 92236), listed below took effect.

- Section 600.2 Definitions "State authorization reciprocity agreement."
- Section 600.9(c) State authorization.
- Section 668.2 Definitions "Distance Education."
- Section 668.50 Institutional disclosures for distance or correspondence programs.

**Accessible Format:** Individuals with disabilities may obtain this document in an accessible format (e.g., braille, large print, audiotope, 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**. You may access the official edition of the **Federal Register** and the Code of Federal Regulations at [www.govinfo.gov](http://www.govinfo.gov). 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 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: July 22, 2019.

**Betsy DeVos,**

*Secretary of Education.*

[FR Doc. 2019-15869 Filed 7-26-19; 8:45 am]

**BILLING CODE 4000-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 81

[EPA-R07-OAR-2019-0190; FRL-9996-08-Region 7]

### Approval of Missouri Air Quality Implementation Plans; Redesignation of the Missouri Portion of the St. Louis-St. Charles-Farmington, MO-IL 2012 PM<sub>2.5</sub> Unclassifiable Area

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

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is taking final action to approve a request from the Missouri Department of Natural Resources (MoDNR) to redesignate the Missouri portion of the St. Louis-St. Charles-Farmington, MO-IL fine particulate matter (PM<sub>2.5</sub>) unclassifiable area ("St. Louis area" or "area") to unclassifiable/attainment for the 2012 annual fine particulate matter (PM<sub>2.5</sub>) National Ambient Air Quality Standard (NAAQS). The Missouri portion of the St. Louis area comprises of the City of St. Louis and the counties of Franklin, Jefferson, St. Charles, and St. Louis. The EPA now has sufficient data to determine that the St. Louis area is in attainment of the 2012 PM<sub>2.5</sub> NAAQS. Therefore, EPA is approving the state's December 11, 2018 request to redesignate the area to unclassifiable/attainment for the 2012 PM<sub>2.5</sub> NAAQS based upon valid, quality-assured, and certified ambient air monitoring data showing that the PM<sub>2.5</sub> monitors in the area are in compliance with the 2012 PM<sub>2.5</sub> NAAQS. The EPA will address the Illinois portion of the St. Louis area in a separate rulemaking action.

**DATES:** This final rule is effective on July 29, 2019.

**ADDRESSES:** EPA has established a docket for this action under Docket ID

No. EPA-R07-OAR-2019-0190. All documents in the docket are listed on the <https://www.regulations.gov> website. Although listed in the index, some information is not publicly available, i.e., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the internet and will be publicly available only in hard copy form. Publicly available docket materials are available through <https://www.regulations.gov> or please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section for additional information.

### FOR FURTHER INFORMATION CONTACT:

Lachala Kemp, Environmental Protection Agency, Region 7 Office, Air Quality Planning Branch, 11201 Renner Boulevard, Lenexa, Kansas 66219 at (913) 551-7214, or by email at [kemp.lachala@epa.gov](mailto:kemp.lachala@epa.gov).

### SUPPLEMENTARY INFORMATION:

Throughout this document "we," "us," and "our" refer to EPA. This section provides additional information by addressing the following:

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### I. What is being addressed in this document?

This final rulemaking takes final action on MoDNR's December 11, 2018, request to change the designation of the Missouri portion of the St. Louis area from unclassifiable to unclassifiable/attainment for the 2012 PM<sub>2.5</sub> NAAQS, based on quality-assured and certified monitoring data for 2015-2017, and approves that the Missouri portion of the St. Louis area has met the requirements for redesignation under section 107(d)(3)(E) of the CAA. The background for this action is discussed in detail in the EPA's proposed rulemaking published in the **Federal Register** on May 16, 2019 (84 FR 22101).

### II. Have the requirements for approval of a SIP submission been met?

The State's submission has met the public notice requirements for SIP submissions in accordance with 40 CFR 51.102. The MoDNR held a thirty-day comment period, and a public hearing on October 25, 2018. No oral or written comments were received. The submission satisfied the completeness criteria of 40 CFR part 51, appendix V.