

The regulation contains new and revised information collection requirements. These requirements are contained in the Information Collection Request (ICR) approved by OMB under control number 1218-0176, which OSHA included in the final rule published in the **Federal Register** (84 FR 405). OSHA sought OMB approval of these requirements under the PRA (44 U.S.C. 3501 *et seq.*), and, as required by that Act, is announcing the approval for these requirements. A copy of the approved ICR is available at [https://www.reginfo.gov/public/do/PRAViewDocument?ref\\_nbr=201901-1218-001](https://www.reginfo.gov/public/do/PRAViewDocument?ref_nbr=201901-1218-001).

The final rule amended the information collection requirements of the recordkeeping regulation 29 CFR 1904.41 by rescinding the requirement for establishments with 250 or more employees to electronically submit information from OSHA Forms 300 and 301. The final rule also established a new information collection requirement by requiring covered employers to submit their Employer Identification Number (EIN) electronically along with their injury and illness data submission.

The public already has had the opportunity to comment on the information collection requirements and OMB has approved them on March 28, 2019. This announcement is to increase public awareness of OMB's approval of the information collection requirements. In addition, 29 CFR 1904.45 displays the approved recordkeeping and reporting information collection requirements, including 29 CFR 1904.41, with the OMB control number, 1218-0176.

#### Authority and Signature

Loren Sweatt, Acting Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this document. The authority for this document is the Paperwork Reduction Act of 1995 (44 U.S.C. 3506 *et seq.*) and Secretary of Labor's Order No. 1-2012 (77 FR 3912).

Signed at Washington, DC, on June 21, 2019.

**Loren Sweatt,**

*Acting Assistant Secretary of Labor for Occupational Safety and Health.*

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**BILLING CODE 4510-26-P**

## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 165

[Docket Number USCG-2019-0621]

RIN 1625-AA00

#### Safety Zone; Allegheny River, Mile 0 to Mile 0.6, Pittsburgh, PA

**AGENCY:** Coast Guard, DHS.

**ACTION:** Temporary final rule.

**SUMMARY:** The Coast Guard is establishing a temporary safety zone for navigable waters of the Allegheny River from Mile 0 to Mile 0.6. The safety zone is needed to protect personnel, vessels, and the marine environment from potential hazards created by high speed boat races and paddle boat races. Entry of vessels or persons into this zone is prohibited unless specifically authorized by Captain of the Port Marine Safety Unit Pittsburgh or a designated representative.

**DATES:** This rule is effective from 10:30 a.m. on August 2, 2019 through 10:30 p.m. on August 4, 2019.

**ADDRESSES:** To view documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov>, type USCG-2019-0621 in the "SEARCH" box and click "SEARCH." Click on Open Docket Folder on the line associated with this rule.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this rule, call or email MST2 Charles Morris, Marine Safety Unit Pittsburgh, U.S. Coast Guard, at telephone 412-221-0807, email [Charles.F.Morris@uscg.mil](mailto:Charles.F.Morris@uscg.mil).

#### SUPPLEMENTARY INFORMATION:

##### I. Table of Abbreviations

CFR Code of Federal Regulations  
DHS Department of Homeland Security  
FR Federal Register  
NPRM Notice of proposed rulemaking  
§ Section  
U.S.C. United States Code

##### II. Background Information and Regulatory History

The Coast Guard is issuing this temporary rule without prior notice and opportunity to comment pursuant to authority under section 4(a) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)). This provision authorizes an agency to issue a rule without prior notice and opportunity to comment when the agency for good cause finds that those procedures are "impracticable, unnecessary, or contrary

to the public interest." Under 5 U.S.C. 553(b)(B), the Coast Guard finds that good cause exists for not publishing a notice of proposed rulemaking (NPRM) with respect to this rule because it is impracticable. After receiving and fully reviewing the event information, circumstances and exact location, the Coast Guard determined that a safety zone was necessary to protect personnel, vessels, and the marine environment from potential hazards created from high speed boat races and paddleboat races. It would be impracticable to complete the full NPRM process for this safety zone because we need to establish it by August 2, 2019 and lack sufficient time to provide a reasonable comment period and then consider those comments before issuing the rule.

##### III. Legal Authority and Need for Rule

The Coast Guard is issuing this rule under authority in 46 U.S.C. 70034 (previously 33 U.S.C. 1231). The Captain of the Port Marine Safety Unit Pittsburgh (COTP) has determined that a safety zone is needed to protect personnel, vessels, and the marine environment from potential hazards created from high speed boat races and paddle boat races.

##### IV. Discussion of the Rule

This rule establishes a safety zone from 10:30 a.m. on August 2, 2019 through 10:30 p.m. on August 4, 2019, to be enforced from 10:30 a.m. through 10:30 p.m. each day. The safety zone will cover all navigable waters on the Allegheny River from Mile 0 to Mile 0.6.

No vessel or person is permitted to enter the safety zone without obtaining permission from the 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. 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. Persons and vessels permitted to enter the safety zone must comply with all lawful orders or directions issued by the COTP or designated representative. The COTP or a designated representative will inform the public of the effective period for the safety zone as well as any changes in the dates and times of enforcement through Local Notice to Mariners (LNMs), Broadcast Notices to Mariners (BNMs), and/or Marine Safety Information Bulletins (MSIBs), as appropriate.

## V. Regulatory Analyses

We developed this rule after considering numerous statutes and Executive orders related to rulemaking. Below we summarize our analyses based on a number of these statutes and Executive orders, and we discuss First Amendment rights of protestors.

### A. Regulatory Planning and Review

Executive Orders 12866 and 13563 direct agencies to assess the costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits. Executive Order 13771 directs agencies to control regulatory costs through a budgeting process. This rule has not been designated a “significant regulatory action,” under Executive Order 12866. Accordingly, this rule has not been reviewed by the Office of Management and Budget (OMB), and pursuant to OMB guidance it is exempt from the requirements of Executive Order 13771.

This regulatory action determination is based on the size, location, and duration of the safety zone. This safety zone impacts approximately a one-half mile stretch of the Allegheny River for a duration of twelve hours on each of three days. Vessel traffic can seek permission to transit the zone. Moreover, the Coast Guard will issue LNMs, MSIBs, and BNMs via VHF-FM marine channel 16 about the zone.

### B. Impact on Small Entities

The Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, as amended, requires Federal agencies to consider the potential impact of regulations on small entities during rulemaking. The term “small entities” comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. The Coast Guard certifies under 5 U.S.C. 605(b) that this rule will not have a significant economic impact on a substantial number of small entities.

While some owners or operators of vessels intending to transit the temporary safety zone may be small entities, for the reasons stated in section V.A above, this rule will not have a significant economic impact on any vessel owner or operator.

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this rule. If the rule would affect your small business,

organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

Small businesses may send comments on the actions of Federal employees who enforce, or otherwise determine compliance with, Federal regulations to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards. The Ombudsman evaluates these actions annually and rates each agency’s responsiveness to small business. If you wish to comment on actions by employees of the Coast Guard, call 1–888–REG–FAIR (1–888–734–3247). The Coast Guard will not retaliate against small entities that question or complain about this rule or any policy or action of the Coast Guard.

### C. Collection of Information

This rule will not call for a new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

### D. Federalism and Indian Tribal Governments

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this rule under that Order and have determined that it is consistent with the fundamental federalism principles and preemption requirements described in Executive Order 13132.

Also, this rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it does not have 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. If you believe this rule has implications for federalism or Indian tribes, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section above.

### E. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions

that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of \$100,000,000 (adjusted for inflation) or more in any one year. Though this rule will not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

### F. Environment

We have analyzed this rule under Department of Homeland Security Directive 023–01 and Environmental Planning COMDTINST 5090.1 (series), which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (42 U.S.C. 4321–4370f), and have determined that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This rule involves a temporary safety zone lasting twelve hours on each of three days that will prohibit entry on the Allegheny River from Mile 0 to Mile 0.6, during the high speed boat race and paddleboat race event. It is categorically excluded from further review under paragraph L60(a) in Table Table 3–1 of U.S. Coast Guard Environmental Planning Implementing Procedures 5090.1. A Record of Environmental Consideration supporting this determination is available in the docket where indicated under **ADDRESSES**.

### G. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

### List of Subjects in 33 CFR Part 165

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

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:** 46 U.S.C. 70034, 70051; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Department of Homeland Security Delegation No. 0170.1.

- 2. Add § 165.T08–0621 to read as follows:

**§ 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).