

XI. Conclusion

With this ANPRM, FinCEN seeks input on the questions set forth above. FinCEN welcomes comments on all aspects of the ANPRM, and all interested parties are encouraged to provide their views.

By the Department of the Treasury.

Dated: December 2, 2021.

Himamauli Das,

Acting Director, Financial Crimes Enforcement Network.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 100

[Docket Number USCG-2021-0873]

RIN 1625-AA08

Special Local Regulations; Sector Ohio Valley Annual and Recurring Special Local Regulations, Update

AGENCY: Coast Guard, DHS.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Coast Guard proposes amending and updating its special local regulations for recurring marine parades, regattas, and other events that take place in the Coast Guard Sector Ohio Valley’s Area of Responsibility (AOR). This proposed rule would update the current list of recurring special local regulations with revisions, additions, and removals of events that no longer take place in the Sector Ohio Valley’s AOR. We invite your comments on this proposed rulemaking.

DATES: Comments and related material must be received by the Coast Guard on or before January 7, 2022.

ADDRESSES: You may submit comments identified by docket number USCG-2021-0873 using the Federal Decision Making Portal at <https://www.regulations.gov>. See the “Public

Participation and Request for Comments” portion of the **SUPPLEMENTARY INFORMATION** section for further instructions on submitting comments.

FOR FURTHER INFORMATION CONTACT: If you have questions about this proposed rulemaking, call or email Petty Officer Christopher Roble, Sector Ohio Valley, U.S. Coast Guard; telephone (502) 779-5336, email SECOHV-WWM@uscg.mil.

SUPPLEMENTARY INFORMATION:

I. Table of Abbreviations

- CFR Code of Federal Regulations
- COTP Captain of the Port Sector Ohio Valley
- DHS Department of Homeland Security
- E.O. Executive order
- FR Federal Register
- NPRM Notice of proposed rulemaking
- Pub. L. Public Law
- § Section
- U.S.C. United States Code

II. Background, Purpose, and Legal Basis

The Captain of the Port Sector Ohio Valley (COTP) proposes to update the current list of recurring special local regulations found in Table 1 of Title 33 of the Code of Federal Regulations (CFR) section 100.801 for events occurring within the Sector Ohio Valley’s Area of Responsibility (AOR) within the Coast Guard’s Eighth District.

This proposed rule would update the list of annually recurring special local regulations under 33 CFR 100.801, Table 1, for annual special local regulations in the Sector Ohio Valley’s AOR. The Coast Guard will address all comments via the rulemaking process, including additional revisions to this regulatory section. Additionally, the public would be informed of these recurring events through local means and planned by the local communities. The current list of annual and recurring special local regulations occurring in Sector Ohio Valley’s AOR is published in 33 CFR 100.801, Table 1 titled “Annual Marine Events in the Eighth Coast Guard District”. The most recent list was published via the Notice of

Proposed Rulemaking (86 FR 10894) on February 23, 2021.

The Coast Guard’s authority for establishing a special local regulation is contained in 46 U.S.C. 70041(a). The Coast Guard proposes to amend and update the special local regulations in 33 CFR 100.801, Table 1, to include the most up to date list of recurring special local regulations for events held on or around the navigable waters within Sector Ohio Valley’s AOR. These events would include marine parades, boat races, swim events, and other marine related events. The current list under 33 CFR 100.801, Table 1, requires amendment to provide new information on existing special local regulations, add new special local regulations expected to recur annually or biannually, and to remove special local regulations that no longer occur. Issuing individual regulations for each new special local regulation, amendment, or removal of an existing special local regulation creates unnecessary administrative costs and burdens. This single proposed rulemaking would considerably reduce administrative overhead and provide the public with notice through publication in the **Federal Register** of recurring special local regulations in the AOR.

III. Discussion of Proposed Rule

Part 100 of title 33 of the CFR contains regulations describing regattas and marine parades conducted on the U.S. navigable waters in order to ensure the safety of life in the regulated areas. Section 100.801 of the title provides the regulations applicable to events taking place in the Eighth Coast Guard District and also provides a table listing each event and special local regulations. This section requires amendment from time to time to properly reflect the recurring special local regulations. This proposed rule would update section 100.801, Table 1 titled “Annual Marine Events in the Eighth Coast Guard District.”

This proposed rule would add 5 new recurring special local regulation to Table 1 to § 100.801 for Sector Ohio Valley, as follows:

Date	Event/sponsor	Ohio Valley location	Regulated area
10.3 Days in May	U.S. Rowing Southeast Youth Championship Regatta.	Oak Ridge, TN	Clinch River, Miles 48.5–52 (Tennessee).
30.1 Day in July	Three Rivers Regatta	Knoxville, TN	Tennessee River, Miles 642–653 (Tennessee).
31.1 Day in July	PADL	Cannelton, IN	Ohio River, Miles 719.0–727.0 (Kentucky).
84.1 day in October	Chattajack	Chattanooga, TN	Tennessee River, Miles 462.7–465.5 (Tennessee).
85.1 day in October	Outdoor Chattanooga/Swim the Suck.	Chattanooga, TN	Tennessee River, Miles 452.0–454.5 (Tennessee).

This proposed rule would amend 1 new recurring special local regulation to Table 1 to § 100.801 for Sector Ohio Valley, as follows:

Date	Event/sponsor	Ohio Valley location	Regulated area
69.3 days—One of the first three weekends in September.	Fleur de Lis Regatta	Louisville, KY	Ohio River, Miles 594.0.0–598.0 (Kentucky).

The effect of this proposed rule would be to restrict general navigation during these events. Vessels intending to transit the designated waterways during effective periods of the special local regulations would only be allowed to transit the area when the COTP or designated representative, has deemed it would safe to do so or at the completion of the event.

IV. Regulatory Analyses

We developed this proposed 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. This NPRM has not been designated a “significant regulatory action,” under Executive Order 12866. Accordingly, the NPRM has not been reviewed by the Office of Management and Budget (OMB).

The Coast Guard expects the economic impact of this proposed rule to be minimal, therefore a full regulatory evaluation is unnecessary. This proposed rule would establish special local regulations limiting access to certain areas described in 33 CFR 100.801, Table 1. The effect of this proposed rulemaking would not be significant because these special local regulations are limited in scope and duration. Additionally, the public would be given advance notification through local forms of notice, the **Federal Register**, and/or Notices of Enforcement. Thus, the public would be able to plan their operations and activities around enforcement times of the special local regulations. The COTP would issue Broadcast Notices to Mariners, Local Notices to Mariners, and Safety Marine Information Broadcasts, as appropriate, to inform the community of these special local regulations. Vessel traffic would be permitted to request permission from

the COTP or a designated representative to enter the restricted areas.

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 proposed rule would not have a significant economic impact on a substantial number of small entities.

While some owners or operators of vessels intending to transit the regulated area may be small entities, for reasons stated in section IV.A. above, this proposed rule would not have a significant economic impact on any owner or operator because they are limited in scope and will be in effect for short periods of time.

If you think that your business, organization, or governmental jurisdiction qualifies as a small entity and that this proposed rule would have a significant economic impact on it, please submit a comment (see **ADDRESSES**) explaining why you think it qualifies and how and to what degree this rule would economically affect it.

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 proposed rule. If the proposed rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please call or email the person listed in the **FOR FURTHER INFORMATION CONTACT** section. The Coast Guard will not retaliate against small entities that question or complain about this proposed rule or any policy or action of the Coast Guard.

C. Collection of Information

This proposed rule would 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 proposed 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 proposed rule does not have tribal implications under Executive Order 13175 (Consultation and Coordination with Indian Tribal Governments) because it would 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 proposed rule has implications for federalism or Indian tribes, please call or email the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

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 proposed rule would not result in such an expenditure, we do discuss the potential effects of this proposed rule elsewhere in this preamble.

F. Environment

We have analyzed this proposed rule under Department of Homeland Security Directive 023–01, Rev. 1, associated implementing instructions, 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 made a preliminary determination

that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. Normally such actions are categorically excluded from further review under paragraph L61 of Appendix A, Table 1 of DHS Instruction Manual 023-01-001-01, Rev. 1. of the Instruction because it involves establishment of special local regulations related to marine event permits for marine parades, regattas, and other marine events. We seek any comments or information that may lead to the discovery of a significant environmental impact from this proposed rule.

G. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to call or email 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.

V. Public Participation and Request for Comments

We view public participation as essential to effective rulemaking, and will consider all comments and material received during the comment period.

Your comment can help shape the outcome of this rulemaking. If you submit a comment, please include the docket number for this rulemaking, indicate the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation.

Submitting comments. We encourage you to submit comments through the Federal Decision Making Portal at <https://www.regulations.gov>. To do so, go to <https://www.regulations.gov>, type USCG-2021-0873 in the search box and click "Search." Next, look for this document in the Search Results column, and click on it. Then click on the Comment option. If you cannot submit your material by using <https://www.regulations.gov>, call or email the person in the **FOR FURTHER INFORMATION CONTACT** section of this proposed rule for alternate instructions.

Viewing material in docket. To view documents mentioned in this proposed rule as being available in the docket, find the docket as described in the previous paragraph, and then select "Supporting & Related Material" in the Document Type column. Public comments will also be placed in our online docket and can be viewed by following instructions on the <https://www.regulations.gov> Frequently Asked Questions web page. We review all

comments received, but we will only post comments that address the topic of the proposed rule. We may choose not to post off-topic, inappropriate, or duplicate comments that we receive.

Personal information. We accept anonymous comments. Comments we post to <https://www.regulations.gov> will include any personal information you have provided. For more about privacy and submissions to the docket in response to this document, see DHS's eRulemaking System of Records notice (85 FR 14226, March 11, 2020).

List of Subjects in 33 CFR Part 100

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

For the reasons discussed in the preamble, the Coast Guard is proposing to amend 33 CFR part 100 as follows:

PART 100—SAFETY OF LIFE ON NAVIGABLE WATERS

■ 1. The authority citation for part 100 continues to read as follows:

Authority: 46 U.S.C. 70041; 33 CFR 1.05-1.

■ 2. In § 100.801, revise Table 1 to read as follows:

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TABLE 1 TO § 100.801—SECTOR OHIO VALLEY ANNUAL AND RECURRING MARINE EVENTS

Date	Event/sponsor	Ohio Valley location	Regulated area
1. 3 days—Second or third weekend in March.	Oak Ridge Rowing Association/ Cardinal Invitational.	Oak Ridge, TN	Clinch River, Miles 48.5–52.0 (Tennessee).
2. 1 day—Third weekend in March.	Vanderbilt Rowing/Vanderbilt Invite.	Nashville, TN	Cumberland River, Miles 188.0–192.7 (Tennessee).
3. 2 days—Fourth weekend in March.	Oak Ridge Rowing Association/ Atomic City Turn and Burn.	Oak Ridge, TN	Clinch River, Miles 48.5–52.0 (Tennessee).
4. 3 days—One weekend in April	Big 10 Invitational Regatta	Oak Ridge, TN	Clinch River, Miles 48.5–52.0 (Tennessee).
5. 1 day—One weekend in April	Lindamood Cup	Marietta, OH	Muskingum River, Miles 0.5–1.5 (Ohio).
6. 3 days—Third weekend in April.	Oak Ridge Rowing Association/ SIRA Regatta.	Oak Ridge, TN	Clinch River, Miles 48.5–52.0 (Tennessee).
7. 2 days—Third Friday and Saturday in April.	Thunder Over Louisville	Louisville, KY	Ohio River, Miles 597.0–604.0 (Kentucky).
8. 1 day—During the last week of April or first week of May.	Great Steamboat Race	Louisville, KY	Ohio River, Miles 595.0–605.3 (Kentucky).
9. 3 days—Fourth weekend in April.	Oak Ridge Rowing Association/ Dogwood Junior Regatta.	Oak Ridge, TN	Clinch River, Miles 48.5–52.0 (Tennessee).
10. 3 Days in May	US Rowing Southeast Youth Championship Regatta.	Oak Ridge, TN	Clinch River, Miles 48.5–52 (Tennessee).
11. 3 days—Second weekend in May.	Vanderbilt Rowing/ACRA Henley	Nashville, TN	Cumberland River, Miles 188.0–194.0 (Tennessee).
12. 3 days—Second weekend in May.	Oak Ridge Rowing Association/ Big 12 Championships.	Oak Ridge, TN	Clinch River, Miles 48.5–52.0 (Tennessee).
13. 3 days—Third weekend in May.	Oak Ridge Rowing Association/ Dogwood Masters.	Oak Ridge, TN	Clinch River, Miles 48.5–52.0 (Tennessee).
14. 1 day—Third weekend in May.	World Triathlon Corporation/ IRONMAN 70.3.	Chattanooga, TN	Tennessee River, Miles 462.7–467.5 (Tennessee).
15. 1 day—During the last weekend in May or on Memorial Day.	Mayor's Hike, Bike and Paddle	Louisville, KY	Ohio River, Miles 601.0–604.5 (Kentucky).
16. 1 day—The last week in May	Chickamauga Dam Swim	Chattanooga, TN	Tennessee River, Miles 470.0–473.0 (Tennessee).

TABLE 1 TO § 100.801—SECTOR OHIO VALLEY ANNUAL AND RECURRING MARINE EVENTS—Continued

Date	Event/sponsor	Ohio Valley location	Regulated area
17. 2 days—Last weekend in May or first weekend in June.	Visit Knoxville/Racing on the Tennessee.	Knoxville, TN	Tennessee River, Miles 647.0–648.0 (Tennessee).
18. 2 days—Last weekend in May or one weekend in June.	Outdoor Chattanooga/Chattanooga Swim Festival.	Chattanooga, TN	Tennessee River, Miles 454.0–468.0 (Tennessee).
19. 2 days—First weekend of June.	Thunder on the Bay/KDBA	Pisgah Bay, KY	Tennessee River, Miles 30.0 (Kentucky).
20. 1 day—First weekend in June.	Visit Knoxville/Knoxville Powerboat Classic.	Knoxville, TN	Tennessee River, Miles 646.4–649.0 (Tennessee).
21. 1 day—One weekend in June.	Tri-Louisville	Louisville, KY	Ohio River, Miles 600.5–604.0 (Kentucky).
22. 2 days—One weekend in June.	New Martinsville Vintage Regatta.	New Martinsville, WV ..	Ohio River Miles 127.5–128.5 (West Virginia).
23. 3 days—One of the last three weekends in June.	Lawrenceburg Regatta/Whiskey City Regatta.	Lawrenceburg, IN	Ohio River, Miles 491.0–497.0 (Indiana).
24. 3 days—One of the last three weekends in June.	Hadi Shrine/Evansville Shriners Festival.	Evansville, IN	Ohio River, Miles 790.0–796.0 (Indiana).
25. 3 days—Third weekend in June.	TM Thunder LLC/Thunder on the Cumberland.	Nashville, TN	Cumberland River, Miles 189.6–192.3 (Tennessee).
26. 1 day—Third or fourth weekend in June.	Greater Morgantown Convention and Visitors Bureau/Mountaineer Triathlon.	Morgantown, WV	Monongahela River, Miles 101.0–102.0 (West Virginia).
27. 1 day—Fourth weekend in June.	Team Magic/Chattanooga Waterfront Triathlon.	Chattanooga, TN	Tennessee River, Miles 462.7–466.0 (Tennessee).
28. 1 day—One day in June	Guntersville Lake Hydrofest	Guntersville, AL	Tennessee River south of mile 357.0 in Browns Creek, starting at the AL–69 Bridge, 34°21'38" N, 86°20'36" W, to 34°21'14" N, 86°19'4" W, to the TVA power lines, 34°20'9" N, 86°21'7" W, to 34°19'37" N, 86°20'13" W, extending from bank to bank within the creek (Alabama).
29. 3 days—The last weekend in June or one of the first two weekends in July.	Madison Regatta	Madison, IN	Ohio River, Miles 554.0–561.0 (Indiana).
30. 1 Day in July	Three Rivers Regatta	Knoxville, TN	Tennessee River, Miles 642–653 (Tennessee).
31. 1 Day in July	PADL	Cannelton, IN	Ohio River, Miles 719.0–727.0 (Kentucky).
32. 1 day—During the first week of July.	Evansville Freedom Celebration/4th of July Freedom Celebration.	Evansville, IN	Ohio River, Miles 790.0–797.0 (Indiana).
33. First weekend in July	Eddyville Creek Marina/Thunder Over Eddy Bay.	Eddyville, KY	Cumberland River, Miles 46.0–47.0 (Kentucky).
34. 2 days—One of the first two weekends in July.	Thunder on the Bay/KDBA	Pisgah Bay, KY	Tennessee River, Miles 30.0 (Kentucky).
35. 1 day—Second weekend in July.	Bradley Dean/Renaissance Man Triathlon.	Florence, AL	Tennessee River, Miles 254.0–258.0 (Alabama).
36. 1 day—Third or fourth Sunday of July.	Tucson Racing/Cincinnati Triathlon.	Cincinnati, OH	Ohio River, Miles 468.3–471.2 (Ohio).
37. 2 days—One of the last three weekends in July.	Dare to Care/KFC Mayor's Cup Paddle Sports Races/Voyageur Canoe World Championships.	Louisville, KY	Ohio River, Miles 600.0–605.0 (Kentucky).
38. 2 days—Last two weeks in July or first three weeks of August.	Friends of the Riverfront Inc./Pittsburgh Triathlon and Adventure Races.	Pittsburgh, PA	Allegheny River, Miles 0.0–1.5 (Pennsylvania).
39. 1 day—Fourth weekend in July.	Team Magic/Music City Triathlon.	Nashville, TN	Cumberland River, Miles 189.7–192.3 (Tennessee).
40. 1 day—Last weekend in July	Maysville Paddlefest	Maysville, KY	Ohio River, Miles 408–409 (Kentucky).
41. 2 days—One weekend in July.	Huntington Classic Regatta	Huntington, WV	Ohio River, Miles 307.3–309.3 (West Virginia).
42. 2 days—One weekend in July.	Marietta Riverfront Roar Regatta	Marietta, OH	Ohio River, Miles 171.6–172.6 (Ohio).
43. 1 day—Last weekend in July or first weekend in August.	HealthyTriState.org/St. Marys Tri State Kayathalon.	Huntington, WV	Ohio River, Miles 305.1–308.3 (West Virginia).
44. 1 day—first Sunday in August.	Above the Fold Events/Riverbluff Triathlon.	Ashland City, TN	Cumberland River, Miles 157.0–159.5 (Tennessee).
45. 3 days—First week of August.	EQT Pittsburgh Three Rivers Regatta.	Pittsburgh, PA	Allegheny River Miles 0.0–1.0; Ohio River Miles 0.0–0.8; Monongahela River Miles 0.5 (Pennsylvania).
46. 2 days—First weekend of August.	Thunder on the Bay/KDBA	Pisgah Bay, KY	Tennessee River, Mile 30.0 (Kentucky).
47. 44. 1 day—First or second weekend in August.	Riverbluff Triathlon	Ashland City, TN	Cumberland River, Miles 157.0–159.0 (Tennessee).
48. 1 day—One of the first two weekends in August.	Green Umbrella/Ohio River Paddlefest.	Cincinnati, OH	Ohio River, Miles 458.5–476.4 (Ohio and Kentucky).

TABLE 1 TO § 100.801—SECTOR OHIO VALLEY ANNUAL AND RECURRING MARINE EVENTS—Continued

Date	Event/sponsor	Ohio Valley location	Regulated area
49. 2 days—Third full weekend (Saturday and Sunday) in August.	Ohio County Tourism/Rising Sun Boat Races.	Rising Sun, IN	Ohio River, Miles 504.0–508.0 (Indiana and Kentucky).
50. 3 days—Second or Third weekend in August.	Kittanning Riverbration Boat Races.	Kittanning, PA	Allegheny River Miles 42.0–46.0 (Pennsylvania).
51. 3 days—One of the last two weekends in August.	Thunder on the Green	Livermore, KY	Green River, Miles 69.0–72.5 (Kentucky).
52. 1 day—Fourth weekend in August.	Team Rocket Tri-Club/ Rocketman Triathlon.	Huntsville, AL	Tennessee River, Miles 332.2–335.5 (Alabama).
53. 1 day—Last weekend in August.	Tennessee Clean Water Network/Downtown Dragon Boat Races.	Knoxville, TN	Tennessee River, Miles 646.3–648.7 (Tennessee).
54. 3 days—One weekend in August.	Pro Water Cross Championships.	Charleston, WV	Kanawha River, Miles 56.7–57.6 (West Virginia).
55. 2 days—One weekend in August.	Powerboat Nationals— Ravenswood Regatta.	Ravenswood, WV	Ohio River, Miles 220.5–221.5 (West Virginia).
56. 2 days—One weekend in August.	Powerboat Nationals—Parkersburg Regatta/Parkersburg Homecoming.	Parkersburg, WV	Ohio River Miles 183.5–285.5 (West Virginia).
57. 1 day—One weekend in August.	YMCA River Swim	Charleston, WV	Kanawha River, Miles 58.3–61.8 (West Virginia).
58. 3 days—One weekend in August.	Grand Prix of Louisville	Louisville, KY	Ohio River, Miles 601.0–605.0 (Kentucky).
59. 3 days—One weekend in August.	Evansville HydroFest	Evansville, IN	Ohio River, Miles 790.5–794.0 (Indiana).
60. 3 days—One weekend in the month of August.	Owensboro HydroFair	Owensboro, KY	Ohio River, Miles 794.0–760.0 (Kentucky).
61. 1 day—First or second weekend of September.	SUP3Rivers The Southside Outside.	Pittsburgh, PA	Monongahela River Miles 0.0–3.09; Allegheny River Miles 0.0–0.6 (Pennsylvania).
62. 1 day—First weekend in September or on Labor Day.	Mayor's Hike, Bike and Paddle	Louisville, KY	Ohio River, Miles 601.0–610.0 (Kentucky).
63. 2 days—Sunday before Labor Day and Labor Day.	Cincinnati Bell, WEBN, and Proctor and Gamble/Riverfest.	Cincinnati, OH	Ohio River, Miles 463.0–477.0 (Kentucky and Ohio) and Licking River Miles 0.0–3.0 (Kentucky).
64. 2 days—Labor Day weekend	Wheeling Vintage Race Boat Association Ohio/Wheeling Vintage Regatta.	Wheeling, WV	Ohio River, Miles 90.4–91.5 (West Virginia).
65. 3 days—The weekend of Labor Day.	Portsmouth Boat Race/Breakwater Powerboat Association.	Portsmouth, OH	Ohio River, Miles 355.5–356.8 (Ohio).
66. 2 days—One of the first three weekends in September.	Louisville Dragon Boat Festival	Louisville, KY	Ohio River, Miles 602.0–604.5 (Kentucky).
67. 1 day—One of the first three weekends in September.	Cumberland River Compact/ Cumberland River Dragon Boat Festival.	Nashville, TN	Cumberland River, Miles 189.7–192.1 (Tennessee).
68. 2 days—One of the first three weekends in September.	State Dock/Cumberland Poker Run.	Jamestown, KY	Lake Cumberland (Kentucky).
69. 3 days—One of the first three weekends in September.	Fleur de Lis Regatta	Louisville, KY	Ohio River, Miles 594.0–598.0 (Kentucky).
70. 1 day—Second weekend in September.	City of Clarksville/Clarksville Riverfest Cardboard Boat Regatta.	Clarksville, TN	Cumberland River, Miles 125.0–126.0 (Tennessee).
71. 1 day—One Sunday in September.	Ohio River Sternwheel Festival Committee Sternwheel race reenactment.	Marietta, OH	Ohio River, Miles 170.5–172.5 (Ohio).
72. 1 Day—One weekend in September.	Parkesburg Paddle Fest	Parkersburg, WV	Ohio River, Miles 184.3–188 (West Virginia).
73. 1 day—One weekend in September.	Shoals Dragon Boat Festival	Florence, AL	Tennessee River, Miles 255.0–257.0 (Alabama).
74. 2 days—One of the last three weekends in September.	Madison Vintage Thunder	Madison, IN	Ohio River, Miles 556.5–559.5 (Indiana).
75. 1 day—Third Sunday in September.	Team Rocket Tri Club/Swim Hobbs Island.	Huntsville, AL	Tennessee River, Miles 332.3–338.0 (Alabama).
76. 1 day—Fourth or fifth weekend in September.	Knoxville Open Water Swimmers/Bridges to Bluffs.	Knoxville, TN	Tennessee River, Miles 641.0–648.0 (Tennessee).
77. 1 day—Fourth or fifth Sunday in September.	Green Umbrella/Great Ohio River Swim.	Cincinnati, OH	Ohio River, Miles 468.8–471.2 (Ohio and Kentucky).
78. 1 day—One of the last two weekends in September.	Ohio River Open Water Swim ...	Prospect, KY	Ohio River, Miles 587.0–591.0 (Kentucky).
79. 2 days—One of the last three weekends in September or the first weekend in October.	Captain Quarters Regatta	Louisville, KY	Ohio River, Miles 594.0–598.0 (Kentucky).

TABLE 1 TO § 100.801—SECTOR OHIO VALLEY ANNUAL AND RECURRING MARINE EVENTS—Continued

Date	Event/sponsor	Ohio Valley location	Regulated area
80. 3 days—One of the last three weekends in September or one of the first two weekends in October.	Owensboro Air Show	Owensboro, KY	Ohio River, Miles 754.0–760.0 (Kentucky).
81. 1 day—Last weekend in September.	World Triathlon Corporation/IRONMAN Chattanooga.	Chattanooga, TN	Tennessee River, Miles 462.7–467.5 (Tennessee).
82. 3 days—Last weekend of September and/or first weekend in October.	New Martinsville Records and Regatta Challenge Committee.	New Martinsville, WV	Ohio River, Miles 128–129 (West Virginia).
83. 2 days—First weekend of October.	Three Rivers Rowing Association/Head of the Ohio Regatta.	Pittsburgh, PA	Allegheny River Miles 0.0–5.0 (Pennsylvania).
84. 1 day in October	Chattajack	Chattanooga, TN	Tennessee River, Miles 462.7–465.5 (Tennessee).
85. 1 day in October	Outdoor Chattanooga/Swim the Suck.	Chattanooga, TN	Tennessee River, Miles 452.0–454.5 (Tennessee).
86. 1 day—First or second weekend in October.	Lookout Rowing Club/Chattanooga Head Race.	Chattanooga, TN	Tennessee River, Miles 463.0–468.0 (Tennessee).
87. 3 days—First or Second weekend in October.	Vanderbilt Rowing/Music City Head Race.	Nashville, TN	Cumberland River, Miles 189.5–196.0 (Tennessee).
88. 2 days—First or second week of October.	Head of the Ohio Rowing Race	Pittsburgh, PA	Allegheny River, Miles 0.0–3.0 (Pennsylvania).
89. 2 days—One of the first three weekends in October.	Norton Healthcare/Ironman Triathlon.	Louisville, KY	Ohio River, Miles 600.5–605.5 (Kentucky).
90. 2 days—Two days in October.	Secret City Head Race Regatta	Oak Ridge, TN	Clinch River, Miles 49.0–54.0 (Tennessee).
91. 3 days—First weekend in November.	Atlanta Rowing Club/Head of the Hooch Rowing Regatta.	Chattanooga, TN	Tennessee River, Mile 463.0–468.0 (Tennessee).
92. 1 day—One weekend in November or December.	Charleston Lighted Boat Parade	Charleston, WV	Kanawha River, Miles 54.3–60.3 (West Virginia).

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Dated: November 30, 2021.

A.M. Beach,

Captain, U. S. Coast Guard, Captain of the Port Sector Ohio Valley.

[FR Doc. 2021–26486 Filed 12–7–21; 8:45 am]

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DEPARTMENT OF EDUCATION

34 CFR Chapter VI

[Docket ID ED–2021–OPE–0077]

Negotiated Rulemaking Committee; Negotiator Nominations and Schedule of Committee Meetings

AGENCY: Office of Postsecondary Education, Department of Education.

ACTION: Intent to establish rulemaking committee.

SUMMARY: We announce our intention to establish a negotiated rulemaking committee to prepare proposed regulations for the Federal Student Aid programs authorized under title IV of the Higher Education Act of 1965, as amended (HEA). The committee will include representatives of organizations or groups with interests that are significantly affected by the subject matter of the proposed regulations. We request nominations for individual negotiators who represent key

stakeholder constituencies for the issues to be negotiated to serve on the committee and request nominations for advisors to the committee. The Department has also set a schedule for committee meetings.

DATES: We must receive your nominations for negotiators to serve on the committee seven days from the date of publication. The dates and times of the committee meetings are set out in the *Schedule for Negotiations* section in the **SUPPLEMENTARY INFORMATION** section. All meetings will be virtual.

ADDRESSES: Please email your nominations for negotiators to negregnominations@ed.gov. If you are unable to email your nomination, send it to Vanessa Gomez, U.S. Department of Education, 400 Maryland Ave. SW, Room 2C179, Washington, DC 20202.

FOR FURTHER INFORMATION CONTACT: For information about negotiated rulemaking, see “The Negotiated Rulemaking Process for Title IV Regulations—Frequently Asked Questions” at <https://www2.ed.gov/policy/highered/reg/hearulemaking/hea08/neg-reg-faq.html>. For information about the content of this document, including additional information about the negotiated rulemaking process or the nomination submission process, contact: Vanessa Gomez, U.S. Department of Education, 400 Maryland

Ave. SW, Room 2C179, Washington, DC 20202. Telephone: (202) 452–6708. Email: vanessa.gomez@ed.gov.

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

SUPPLEMENTARY INFORMATION:

Background

On May 26, 2021, we published an announcement of our intent to establish negotiated rulemaking committees under section 492 of the HEA to develop proposed regulations related to a number of higher education practices and issues in the **Federal Register** (86 FR 28299) (Negotiated Rulemaking Committee Notice). We also announced three public hearings at which interested parties could comment on the topics suggested by the Department and suggest additional topics for consideration for action by the negotiated rulemaking committees. Those hearings took place virtually on June 21, June 23, and June 24, 2021.

On August 10, 2021, the Department published a **Federal Register** notice (86 FR 43609) announcing our intent to establish the Affordability and Student Loans Committee. That committee is currently meeting to address issues that include borrower defense to repayment; closed school, false certification, and total and permanent disability Federal