

(1) Are impractical or unduly burdensome;

(2) Are not necessary to achieve the intended objectives of the marine archaeology program;

(3) Fail to conserve the natural resources of the OCS;

(4) Fail to protect life (including human and wildlife), property, or the marine, coastal, or human environment; or

(5) Fail to protect sites, structures, or objects of historical or archaeological significance.

(e) Any departure approved under this section must:

(1) Be consistent with requirements of the OCS Lands Act;

(2) Protect the archaeological resources to the same degree as if there was no approved departure from the regulations;

(3) Satisfy section 106 of the National Historic Preservation Act and achieve results for identifying archaeological resources as if there was no approved departure from the regulations;

(4) Not impair the rights of third parties; and

(5) Be documented in writing.

(f) BOEM may reject any archaeological report if the survey was not prepared in accordance with the requirements of paragraph (c) in this section or any BOEM-approved departure to the survey requirements. BOEM may also reject any archaeological report if the results produced from the survey do not meet the data and resolution requirements specified under paragraph (c), regardless of whether the survey was otherwise conducted appropriately.

(g) If the archaeological report or evidence mentioned in paragraph (a) of this section suggests that an archaeological resource may be present, you must:

(1) Situate your operations so as not to adversely affect the area where the known or suspected archaeological resource may be located; or,

(2) Establish, to the satisfaction of the Regional Director, that an archaeological resource does not exist by conducting further archaeological investigation, under the supervision of a qualified marine archaeologist, using equipment and techniques the Regional Director considers appropriate. You must submit a report documenting the further investigation to the Regional Director for review;

(i) If the further investigation cannot establish to the satisfaction of the Regional Director that an archaeological resource is not likely to be present at the operational site, you must demonstrate to the satisfaction of the Regional

Director that your operations will not adversely affect the suspected resource; or,

(ii) If, based on the additional archaeological investigation, the Regional Director determines that an archaeological resource is likely to be present in the operational site and may be adversely affected by operations, you must take whatever additional steps are specified by the Regional Director to protect the archaeological resource before you conduct any further operations at the operational site; or,

(3) If the Regional Director determines that an archaeological resource is likely to be present in the lease area, that it is likely to be adversely affected by your operations, and that there are no feasible means to avoid this adverse effect, the Regional Director may prohibit your operations in the APE.

(h) Any lessee or operator that has an existing lease in effect prior to October 3, 2024 may apply the regulations in effect prior to this date with respect to the provisions of this section for such lease for a period of time not to exceed September 3, 2025.

■ 4. Add § 550.195 to read as follows:

**§ 550.195 What must I do if I discover a potential archaeological resource while conducting operations on the lease or right-of-way area?**

(a) If you discover any unanticipated archaeological resources while conducting operations on the lease or right-of-way area, you must immediately halt seafloor disturbing operations within at least 305 meters (1,000 feet) of the area of the discovery and report the discovery to the Regional Director within 72 hours.

(b) If BOEM determines that the resource may be eligible for listing on the National Register of Historic Places in accordance with the applicable regulations, the Regional Director will specify measures you must take to protect the resource during operations and activities.

(c) For activities and operations under BSEE jurisdiction, BOEM will refer the discovery to BSEE to determine if the resource may have been adversely impacted by your operations and activities prior to or during its discovery in paragraph (a). The Regional Director of BSEE will specify measures you must take to either demonstrate that no adverse impacts have occurred or to document the extent of adverse impacts that have occurred. BSEE may further specify measures you must take to remediate adverse impacts to any archaeological resources resulting from your operations and activities and will relay to BOEM both the results of its

investigation and any further measures it has imposed to remediate the adverse impacts that may have occurred.

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**DEPARTMENT OF HOMELAND SECURITY**

**Coast Guard**

**33 CFR Part 117**

[Docket No. USCG–2022–0222]

RIN 1625–AA09

**Drawbridge Operation Regulation; Okeechobee Waterway, Stuart, FL; Correction**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Temporary interim rule; correction.

**SUMMARY:** The Coast Guard is correcting a temporary interim rule with request for comments that appeared in the **Federal Register** on August 7, 2024. The temporary interim rule temporarily modifies the operating schedule that governs the Florida East Coast Railroad Bridge, across the Okeechobee Waterway, mile 7.41, at Stuart, FL. The temporary interim rule had a typographical error in one of the amendatory instructions. This document corrects that error.

**DATES:** Effective September 3, 2024.

**FOR FURTHER INFORMATION CONTACT:** For information about this document call or email Ms. Jennifer Zercher, Bridge Management Specialist, Seventh Coast Guard District; telephone 571–607–5951, email [Jennifer.N.Zercher@uscg.mil](mailto:Jennifer.N.Zercher@uscg.mil).

**SUPPLEMENTARY INFORMATION:** In FR Doc. 2024–17452 appearing on page 64369 in the **Federal Register** of Wednesday, August 7, 2024, the following correction is made:

**§ 117.317 [Corrected]**

■ 1. On page 64369, at the bottom of the first column, in part 117, in amendment 2, the instruction “Section 117.261 is amended by staying paragraph (c) and adding paragraph (k).” is corrected to read “Section 117.317 is amended by staying paragraph (c) and adding paragraph (k).”

Dated: August 28, 2024.

**Michael. T. Cunningham,**  
*Chief, Office of Regulations and Administrative Law, U.S. Coast Guard.*

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