DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 100

[CGD09–07–065]

Special Local Regulations: Captain of the Port Detroit Zone

AGENCY: Coast Guard, DHS.

ACTION: Notice of Enforcement of final rule.

SUMMARY: The Coast Guard is implementing special local regulations for annual Marine Events in the Captain of the Port Detroit Zone during June and July, 2007. This action is necessary to provide for the safety of life and property on navigable waters during these events. These special local regulations will restrict vessel traffic from a portion of the Captain of the Port Detroit Zone.

DATES: Effective from 12:01 a.m. on June 1, 2007 to 11:59 p.m. on July 31, 2007.

FOR FURTHER INFORMATION CONTACT: LT Jeff Ahlgren, Waterways Management, U.S. Coast Guard Sector Detroit, 110 Mount Elliot Ave., Detroit MI, 48207; (313)568–9580.

SUPPLEMENTARY INFORMATION: The Coast Guard will be enforcing the permanent special local regulations in 33 CFR 100.901 (published July 13, 1989, in the **Federal Register**, 54 FR 29547, as amended), for marine events in the Captain of the Port Detroit Zone during June and July, 2007. The following special local regulations will be enforced for marine events occurring in June and July, 2007:

(1) *International Bay City River Roar*, Bay City, MI. Location: That portion of the Saginaw River from the Liberty Bridge on the north to the Veteran's Memorial Bridge on the south, near Bay City, MI on June 22–24, 2007 from 8 a.m. to 6 p.m. each day. If an additional day is needed for this event due to inclement weather, the special local regulations will also be enforced on June 25, 2007 from 8 a.m. to 6 p.m.

(2) *International Freedom Festival Tug Across the River*, Detroit, MI. Location: That portion of the Detroit River bounded on the south by the International boundary, on the west by 083° 03′W, on the east by 083° 02′W, and on the North by the U.S. shoreline on July 15, 2007 from 12:30 p.m. to 2:30 p.m.

(3) *Bay City Fireworks Display*, Bay City, MI. Location: Saginaw River, from the Veteran's Memorial Bridge to approximately 1,000 yards south to the River Walk Pier, near Bay City, MI on July 1–3, 2007 from 10 p.m. to 11 p.m. each night. If an additional day is needed for this event due to inclement weather, the special local regulations will also be enforced on July 4, 2007 from 10 p.m. to 11 p.m.

(4) *Detroit APBA Gold Cup Race*, Detroit, MI. Location: Detroit River, between Belle Isle and the U.S. shoreline, near Detroit, MI. Bound on the west by the Belle Isle Bridge and on the east by a north-south line drawn through the Waterworks Intake Crib Light (LLNR 1022) on July 13–15, 2007 from 7 a.m. to 7 p.m. each day.

In order to ensure the safety of spectators and transiting vessels, these special local regulations found at 33 CFR 100.901 (a)–(e) will be enforced for the duration of the events. In the event that these special local regulations affect shipping, commercial vessels may request permission from the Captain of the Port Detroit to transit through the regulated area. Requests must be made in advance and approved by the Captain of Port before transits will be authorized. The Captain of the Port may be contacted via U.S. Coast Guard Sector Detroit on channel 16, VHF-FM. The Coast Guard will give notice to the public via a Broadcast to Mariners that the regulation is in effect.

This notice is issued under authority of 33 CFR 100.901 and 5 U.S.C. 552(a).

Dated: June 20, 2007.

P.W. Brennan,

Captain, U.S. Coast Guard, Captain of the Port Detroit.

[FR Doc. E7–13367 Filed 7–9–07; 8:45 am]

BILLING CODE 4910–15–P

POSTAL SERVICE

39 CFR Part 20

International Product Change

AGENCY: Postal Service.

ACTION: Final rule.

SUMMARY: The Postal Service ™ is issuing a final rule revising requirements contained in the International Mail Manual (IMM) concerning the contents of notifications of International Customized Mail (ICU) agreements.

DATES: *Effective Date:* July 10, 2007.

FOR FURTHER INFORMATION CONTACT: Margaret M. Falwell, 703–292–3576; or James Crawford, 703–292–3614.

SUPPLEMENTARY INFORMATION: International Customized Mail (ICM) agreements are specialized, mailer-specific, agreements entered into by the Postal Service which provide discounted rates from the base rates for existing categories and services of international mail. Postal Service regulations published at IMM 297 require that routine notices be published within prescribed periods identifying the salient terms of each ICM. In particular, information required to be published about each ICM include extensive information about each ICM. In particular, information required to be published about each ICM include extensive information about each ICM, including the term, type of mail involved, destination country or countries, description of services provided by the Postal Service, minimum volume commitments for each service, brief descriptions of any work-sharing performed by the mailer, and the agreed-upon rate for each service at the volume level committed by the mailer.

The underlying rationale for this final rule is based on recently enacted amendments to the Postal Service's organic statute. On December 20, 2006, the Postal Accountability and Enhancement Act (PAEA), Pub. L. No. 109–435, became law. The PAEA fundamentally changes the Postal Service's business model by converting former requirements to operate on a break-even basis to a more commercial, profit-making business model. The PAEA further gives the Postal Service considerable flexibility in pricing competitive services. In addition, the PAEA makes various commercial laws, such as antitrust, Federal Trade Commission unfair competition law, and private sector customs requirements, as well as an assumed federal income tax applicable to the Postal Service's competitive services.

Under the PAEA, bulk international mail, which includes bulk mailings entered in combination with an ICM, could reasonably be classified as falling within the ''competitive'' category of mail, for which there are abundant, alternative providers. Thus, competitive services should observe commercial business practices. In general, private businesses do not publicize information about recently executed customer agreements; rather, such instruments are regarded as closely held commercial information. Consequently, in accordance with industry practice, continued publication of comprehensive information about the terms of ICMs would be inconsistent with their competitive status.

Hence, the Postal Service is publishing this final rule to provide an appropriate level of information about

each ICM in view of their commercial sensitivity.

We adopt the following changes to the *Mailing Standards of the United States Postal Service,* International Mail Manual (IMM), incorporated by reference in the Code of Federal Regulations. See 39 CFR 20.1.

List of Subjects in 39 CFR Part 20

Foreign relations, International postal services.

PART 20—[AMENDED]

■ 1. The authority citation for 39 CFR Part 20 continues to read as follows:

Authority: 5 U.S.C. 552(a); 39 U.S.C. 401, 404, 407, 408.

■ 2. Revise International Mail Manual as follows:

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2 Conditions for Mailing

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290 Commercial Services

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297 International Customized Mail

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297.4 Postal Bulletin Notifications

[Revise 297.4 as follows]

Within 30 days of entering into an ICM service agreement, the Postal Service will publish the name of the customer in the Postal Bulletin.

Stanley F. Mires,

Chief Counsel, Legislative.

[FR Doc. 07–3332 Filed 7–9–07; 8:45 am]

BILLING CODE 7710–12–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

42 CFR Part 83

RIN 0920–AA13

Procedures for Designating Classes of Employees as Members of the Special Exposure Cohort Under the Energy Employees Occupational Illness Compensation Program Act of 2000; Amendments

AGENCY: Department of Health and Human Services.

ACTION: Final Rule.

SUMMARY: The Department of Health and Human Services is amending its procedures for designating classes of employees to be added to the Special Exposure Cohort under the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA). The final rule adds and revises deadlines for evaluating petitions for cohort status, clarifies when time periods commence and how they toll, and provides information relevant to these deadlines on the content of petition evaluation reports.

DATES: This Final Rule is effective July 10, 2007.

FOR FURTHER INFORMATION CONTACT: Larry Elliott, Director, Office of Compensation Analysis and Support, National Institute for Occupational Safety and Health, 4676 Columbia Parkway, MS–C–46, Cincinnati, OH 45226, Telephone 513–533–6825 (this is not a toll free number). Information requests can also be submitted by e-mail to *OCAS@CDC.GOV.*

SUPPLEMENTARY INFORMATION:

I. Purpose of Rulemaking

On October 28, 2004, the President signed the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005, Pub. L. 108–375 (codified as amended in scattered sections of 42 U.S.C.). Division C, Subtitle E, of this Act includes amendments to the Energy Employees Occupational Illness Compensation Program Act of 2000 (''EEOICPA''), 42 U.S.C. 7384–7385. Several of these amendments, under § 3166(b), established new statutory requirements under 42 U.S.C. 7384q and 7384l(14)(C)(ii) that pertain to the Department of Health and Human Services (''HHS'') procedures established under 42 CFR part 83: ''Procedures for Designating Classes of Employees as Members of the Special Exposure Cohort under the Energy Employees Occupational Illness Compensation Program Act of 2000.'' These new requirements included the following: (1) Following the receipt of a petition for designation as members of the Special Exposure Cohort (''the Cohort''), the National Institute for Occupational Safety and Health (NIOSH) must submit ''a recommendation'' on that petition, including all documentation, to the Advisory Board on Radiation and Worker Health (''the Board'') within 180 days; (2) following the receipt by the Secretary of HHS (''the Secretary'') of a recommendation by the Board that the Secretary determine in the affirmative that a class meets the statutory criteria for addition to the Cohort, the Secretary must submit to Congress a determination as to whether or not the class meets these statutory criteria within 30 days; (3) if the Secretary does not submit this determination to Congress within 30 days, then on the 31st day it shall be deemed that the Secretary has submitted a report to Congress that designates, as an addition to the Cohort, the class recommended by the Board for addition to the Cohort and that provides the criteria used to support the designation; and (4) the period Congress shall have to review a report submitted by the Secretary to designate a class as an addition to the Cohort is reduced from 180 days to 30 days.

The purpose of the new requirements was to expedite the evaluation and decision process for adding classes of employees to the Cohort.

On December 22, 2005, HHS issued an *Interim Final Rule* (IFR) incorporating changes to ensure the new statutory requirements are met and requesting public comment (70 FR 75950). The public comment period for this rulemaking was initially to close on February 21, 2006. Upon a request from the Board for additional time to comment, the comment period was extended for 30 days and closed on March 23, 2006, after a total of 90 days.

As discussed below, HHS has incorporated additional changes in this Final Rule in response to comments from the Board and from the public. These changes also bring the Final Rule into alignment with the Congressional recommendations specified in the Conference Report associated with the new statutory deadlines (H. Rep. 108–767).

II. Summary of Public Comments

The public comment period for the IFR extended from December 22, 2005 through March 23, 2006. HHS received comments from seven parties in addition to the consensus comments of the Board. These include four individuals, one U.S. Senator, one labor organization, and one advocacy group. The comments are summarized and responded to below, together with explanations of changes HHS has incorporated into this Final Rule.

A. 180-Day Deadline for NIOSH Recommendations

Several commenters, including the Board, recommended that HHS reiterate in the final rule NIOSH's 180-day statutory deadline to evaluate a petition and submit recommendations to the Board. One commenter also wanted the rule to specify what actions HHS would take if NIOSH failed to meet that deadline. In contrast, another commenter recommended against including any of the statutory deadlines in the rule because of concern that hastening the evaluation and recommendation process could prevent