

4321, *et seq.*) because it is not a major federal action significantly affecting the quality of human environment.

### Federalism

The Corporation has analyzed this proposal under the principles and criteria in Executive Order 12612 and has determined that this proposal does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

### List of Subjects in 33 CFR Part 401

Hazardous materials transportation, Navigation (water), Radio reporting and record keeping requirements, Vessels, Waterways.

Accordingly, the Saint Lawrence Seaway Development Corporation proposes to amend Part 401—Seaway Regulations and Rules (33 CFR part 401) as follows:

### PART 401—[AMENDED]

1. The authority citation for part 401 continues to read as follows:

**Authority:** 68 Stat. 93–96 (33 U.S.C. 981–990), as amended; Sec. 104, Pub. L. 92–340, 86 Stat. 424 (49 CFR 1.50a) (37 FR 21943), unless otherwise noted.

2. Section 401.3 would be amended by revising paragraphs (a) and (d) and adding a new paragraph (e) to read as follows:

#### § 401.3 Maximum vessel dimensions.

(a) Subject to paragraph (e) of this section, no vessel of more than 222.5 m in overall length or 23.8 m in extreme breadth shall transit.

\* \* \* \* \*

(d) No vessel's hull or superstructure when alongside a lock wall shall extend beyond the limits of the lock wall, as illustrated in Appendix I of this part.

(e) A vessel having a beam width in excess of 23.2 m and having dimensions that do not exceed the limits set out in the block diagram in Appendix I of this part:

(1) Shall, upon application to the Authority, be considered for transit after review of the vessels drawings; and

(2) If accepted, shall transit in accordance with directions issued by the Authority or Corporation.

3. Section 401.6 would be amended by revising paragraphs (a) and (b) to read as follows:

#### § 401.6 Markings.

(a) Vessels of more than 20.0 m in overall length shall be correctly and distinctly marked and equipped with draft markings on both sides at the bow and stern.

(b) In addition to the markings required by paragraph (a) of this section,

vessels of more than 110 m in overall length shall be marked on both sides with midship draft markings.

\* \* \* \* \*

4. Section 401.7 would be revised to read as follows:

#### § 401.7 Fenders.

(a) Where any structural part of a vessel protrudes so as to endanger Seaway installations, the vessel shall be equipped with fenders—

(1) That are made of steel, hardwood, or teflon or a combination of two or all of these materials, are of a thickness not exceeding 15 centimeters, with well tapered ends, and are located along the hull, close to the main deck level; and

(2) That by no later than the beginning of the 1997 navigation season are permanently attached to the vessel, except that portable fenders, other than rope hawsers, are allowed for a single transit basis if the portable fenders are—

(i) Made of a material that will float; and

(ii) Securely fastened and suspended from the vessel in a horizontal position by a steel cable or a fiber rope in such a way that they can be raised or lowered in a manner that does not damage Seaway installations.

5. Section 401.9 would be amended by revising paragraph (a) to read as follows:

#### § 401.9 Radiotelephone equipment.

(a) Self-propelled vessels, other than pleasure craft of less than 20.0 m in overall length, shall be equipped with VHF (very high frequency) radiotelephone equipment.

\* \* \* \* \*

6. Section 401.10 would be amended by revising paragraphs (b) and (c) to read as follows:

#### § 401.10 Mooring lines.

\* \* \* \* \*

(b) Unless otherwise permitted by an officer, only wire rope mooring lines with a breaking strength that complies with the minimum specifications set out in the table in this section shall be used for securing a vessel in lock chambers.

(c) Synthetic lines may be used for mooring at approach walls, tie-up walls and docks within the Seaway.

\* \* \* \* \*

7. Section 401.13 would be amended by revising paragraph (b) to read as follows:

#### § 401.13 Hand lines.

\* \* \* \* \*

(b) be of uniform thickness and have a diameter of not less than 12 mm and not more than 20 mm and a minimum length of 35 m.

8. Section 401.26 would be amended by revising paragraph (d) to read as follows:

#### § 401.26 Security for tolls.

\* \* \* \* \*

(d) Notwithstanding paragraph (c) of this section, where a number of vessels, for each of which a preclearance has been given, are owned or controlled by the same individual or company and have the same representative, the security for tolls is not required if the individual, company, or representative has paid every toll account received in the preceding five years within the period set out in § 401.75.

\* \* \* \* \*

9. Paragraphs (a)(1) and (2) of section 401.42 would be amended by removing the word "linesmen" and adding, in its place, the word "linehandlers".

10. Section 401.43 would be amended by revising the introductory text as follows:

#### § 401.43 Mooring table.

Unless otherwise directed by an officer, vessels passing through the locks shall moor at the side of the tie-up wall or lock as shown in the table to this section.

\* \* \* \* \*

11. Section 401.45 would be revised to read as follows:

#### § 401.45 Emergency procedure.

When the speed of a vessel entering a lock chamber has to be checked in an emergency, a signal consisting of five blasts on a horn shall be given by the master and all mooring lines shall be put out as quickly as possible.

#### § 401.52 [Amended]

12. Paragraph (b) of § 401.52 would be amended by removing the word "Caughnawaga" and adding, in its place, the word "Kahnawake".

#### § 401.64 [Amended]

13. Paragraph (e) of § 401.64 would be amended by removing the words "or pilot".

14. Section 401.65 would be amended by revising paragraphs (a)(1) and (2) and paragraph (c) to read as follows:

#### § 401.65 Communication—ports, docks and anchorages.

(a) \* \* \*

(1) For the lake ports of Toronto and Hamilton, 1 nautical mile outside the harbor limits; and

(2) For other lake ports, when crossing the harbor entrance.

\* \* \* \* \*

(c) Every vessel departing from a port, dock or anchorage, shall report to the