



---

Friday  
April 25, 1997

---

**Part IV**

**Department of  
Commerce**

---

Semiannual Regulatory Agenda

DEPARTMENT OF COMMERCE (DOC)

DEPARTMENT OF COMMERCE

Office of the Secretary

13 CFR Ch. III

15 CFR Subtitle A; Subtitle B, Chs. I, III, VII, VIII, IX, XI, and XXIII

19 CFR Ch. III

37 CFR Chs. I, IV, and V

48 CFR Ch. 13

50 CFR Chs. II, III, IV, and V

April 1997 Semiannual Agenda of Regulations

AGENCY: Office of the Secretary, Commerce.

ACTION: Semiannual regulatory agenda.

**SUMMARY:** In compliance with Executive Order 12866 entitled "Regulatory Planning and Review" and the Regulatory Flexibility Act, as amended, the Department of Commerce, in April and October of each year, publishes in the **Federal Register** an agenda of regulations under development or review over the next 12 months. Rulemaking actions are grouped according to prerulemaking, proposed rules, final rules, long-term actions, and rulemaking actions completed since the October 1996 agenda. The purpose of the agenda is to provide information to the public on regulations currently under review, being proposed, or issued by the Department. The agenda is intended to facilitate comments and views by interested members of the public.

The Department's April 1997 regulatory agenda includes regulatory activities that are expected to be conducted during the period April 1, 1997, through March 31, 1998.

**FOR FURTHER INFORMATION CONTACT:**

*Specific:* For additional information about specific regulatory actions listed

in the agenda, contact the individual identified as the contact person.

*General:* Comments or inquiries of a general nature about the agenda should be directed to Michael A. Levitt, Assistant General Counsel for Legislation and Regulation, U.S. Department of Commerce, Washington, DC 20230; telephone: 202-482-0846.

**SUPPLEMENTARY INFORMATION:** Executive Order 12866 requires agencies to publish an agenda of those regulations that are under consideration pursuant to this order. By memorandum of December 30, 1996, the Office of Management and Budget issued guidelines and procedures for the preparation and publication of the April 1997 Unified Agenda of Federal Regulatory and Deregulatory Actions. The Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, requires agencies to publish, in April and October of each year, a regulatory flexibility agenda which contains a brief description of the subject area of any rule which is likely to have a significant economic impact on a substantial number of small entities. The agenda also identifies those entries that have been selected for periodic review under section 610 of the Regulatory Flexibility Act.

**Explanation of Information Contained in the Agenda**

Within the Department, the Office of the Secretary and various operating units may issue regulations. Operating units, such as the Bureau of Export Administration, the International Trade Administration, the National Oceanic and Atmospheric Administration (NOAA), and the Patent and Trademark Office, issue the greatest share of the Department's regulations.

A large number of regulatory actions reported in the agenda deal with fishery management programs of NOAA's National Marine Fisheries Service (NMFS). To avoid repetition of programs and definitions, as well as to provide some understanding of the

technical and institutional elements of the NMFS programs, a section on "Explanation of Information Contained in NMFS Regulatory Entries" is provided below.

**Explanation of Information Contained in NMFS Regulatory Entries**

The Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*) (Act) governs the management of fisheries within the Exclusive Economic Zone (EEZ). The EEZ refers to those waters from the outer edge of the State boundaries, generally 3 nautical miles, to a distance of 200 nautical miles. Fishery Management Plans (FMPs) are to be prepared for fisheries which require conservation and management measures. Regulations implementing these FMPs regulate domestic fishing and foreign fishing where permitted. Foreign fishing can be conducted in a fishery for which there is no FMP only if a preliminary fishery management plan has been issued to govern that foreign fishing. Under the Act, eight Regional Fishery Management Councils (Councils) prepare FMPs or amendments to FMPs for fisheries within their respective areas. In the development of such plans or amendments and their implementing regulations, the Councils are required by law to conduct public hearings on the draft plans and to consider the use of alternative means of regulating.

The Council process for developing FMPs and amendments makes it difficult for NMFS to determine the significance and timing of some regulatory actions under consideration by the Councils at the time the semiannual regulatory agenda is published.

The DOC April 1997 regulatory agenda follows.

**Dated:** March 3, 1997.

**Paul Joffe,**  
*Acting General Counsel.*

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
400	Streamlining of Commerce Acquisition Process .....	0690-AA26

DOC

Office of the Secretary—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
401	Guidelines for Empowerment Contracting .....	0690-AA25

Office of the Secretary—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
402	Standards of Ethical Conduct—Department of Commerce Supplemental Regulations .....	0690-AA23

Bureau of Economic Analysis—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
403	Annual Survey of Royalties, License Fees, and Other Receipts and Payments for Intangible Rights Between U.S. and Unaffiliated Foreign Persons .....	0691-AA28
404	Benchmark Survey of Foreign Direct Investment in the United States—1997 .....	0691-AA29
405	Annual Survey of Selected Services Transactions With Unaffiliated Foreign Persons .....	0691-AA30

Bureau of Economic Analysis—Completed Actions

Sequence Number	Title	Regulation Identifier Number
406	Benchmark Survey of Selected Services Transactions With Unaffiliated Foreign Persons .....	0691-AA27

Bureau of the Census—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
407	Cutoff Dates for Recognition of Boundary Changes for the 2000 Decennial Census of Population and Housing .....	0607-AA18
408	Changes to the Foreign Trade Statistical Regulations (FTSR) To Clarify the Definition of Exporter .....	0607-AA20
409	Changes to the Foreign Trade Statistical Regulations (FTSR) Requiring a Designator When the Export Shipment Is a Foreign Military Sale .....	0607-AA22
410	Changes to the Foreign Trade Statistical Regulations (FTSR) Requiring the Filing of Shipper's Export Declarations (SEDs) for Company-Owned Tools of Trade .....	0607-AA23

Bureau of the Census—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
411	Changes to the Foreign Trade Statistical Regulations (FTSR) to Conform Requirements and Wording to the U.S. Customs Service Requirements for the Automated Export System (AES) .....	0607-AA19
412	Special Services and Studies by the Bureau of the Census; General .....	0607-AA24
413	Furnishing Personal Census Data From Census of Population Schedules; General Requirements .....	0607-AA25
414	Furnishing Personal Census Data From Census of Population Schedules: General Requirements .....	0607-AA26
415	Special Services and Studies by the Bureau of the Census; Fee Structure for Age Search and Citizenship Information .....	0607-AA27

DOC

Bureau of the Census—Completed Actions

Sequence Number	Title	Regulation Identifier Number
416	Changes to the Foreign Trade Statistical Regulations (FTSR) To Add a Requirement To Collect Information on Canadian Province of Origin for U.S. Imports from Canada .....	0607-AA21

Economic Development Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
417	General Requirements for Financial Assistance—Excess Capacity .....	0610-AA55

General Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
418	Uniform Administrative Requirement for Grants and Agreements With Institutions of Higher Education, Hospitals, and Other Nonprofits and Commercial Organizations .....	0605-AA09

International Trade Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
419	Proposed Change in Definition of Scientific Instruments and Apparatus for Florence Agreement Program .....	0625-AA47

International Trade Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
420	Antidumping and Countervailing Duty Proceedings; Administrative Protective Order Procedures and Procedures for Imposing Sanctions for Violation of a Protective Order .....	0625-AA43
421	Antidumping Duties; Countervailing Duties .....	0625-AA45

Bureau of Export Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
422	Defense Priorities and Allocations System (DPAS) .....	0694-AA02
423	Implementation of Chemical Weapons Convention .....	0694-AB06
424	Chemical Weapons Convention Implementing Regulations (Enforcement) .....	0694-AB39

Bureau of Export Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
425	Revision of Foreign Boycott Provisions of Export Administration Regulations .....	0694-AA11
426	Transfer of Dual-Use Items From U.S. Munitions List to the Commerce Control List .....	0694-AA52
427	Transfer of Certain Remote Sensing Satellites From the U.S. Munitions List to the CCL .....	0694-AB09
428	Clarification of Enhanced Proliferation Control Initiative (EPCI) "Catch-All" Provision and Validated License Requirements .....	0694-AB10

## DOC

## Bureau of Export Administration—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
429	Revisions to the EAR: Establishment of a Standard Saving Clause .....	0694-AB15
430	Revisions to Licensing Policy for North Korea .....	0694-AB19
431	Administration of State Log Exports Ban .....	0694-AB25
432	Libya: Expansion of Foreign Policy Controls .....	0694-AB28
433	Changes to the Commerce Control List to Accord With the Wassenaar Arrangement on Export Controls for Conventional Arms and Dual-Use Goods and Technologies .....	0694-AB35
434	Changes to the Export Administrative Regulations To Implement the Guidelines and Information Sharing Provisions of the Wassenaar Arrangement on Export Controls for Conventional Arms and Dual-Use .....	0694-AB40
435	Change the Commerce Control List To Revise Controls on Communication Intercepting Devices (Export Commerce Control Number ECCN 5A980) .....	0694-AB41
436	Export Regulation for Certain Exports of Business Equipment for Support to the Cuban People .....	0694-AB43
437	Clarification of License Exception GFT (Humanitarian Donations) .....	0694-AB49
438	Revisions to EAR as a Result of the Addition of Brazil and Ukraine to the Nuclear Suppliers Group .....	0694-AB50
439	Revisions to Commerce Control List: Addition of Technology and Software Controls for Certain Crime Control Commodities .....	0694-AB53
440	Revisions and Clarifications to the Export Administration Regulations; Commerce Control List .....	0694-AB55
441	Revisions and Clarifications to the Export Administration Regulations .....	0694-AB56

## Bureau of Export Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
442	Licensing of, and Expansion of National Security and Foreign Policy Controls on, Recoverable Encryption Software .....	0694-AB47

## Bureau of Export Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
443	Exports to Iran, Syria and Sudan; Revision of Foreign Policy Control .....	0694-AA62
444	Simplification of the Export Administration Regulations .....	0694-AA67
445	Implementation of the Cuba Democracy Act .....	0694-AA77
446	Revision to the EAR; Supplement No. 2 to Part 778 .....	0694-AB12
447	Countries Eligible to Receive Supercomputers Under Special Licensing Procedures .....	0694-AB16
448	Editorial Clarification and Corrections to the Export Administration Regulations; Removal of ECCN 1C65 .....	0694-AB23
449	Proliferation Entity List .....	0694-AB24
450	Revision to the EAR: ELAIN Accepts Classification Request .....	0694-AB26
451	Revision to General License GCG (Shipments to Agencies of Cooperating Governments) .....	0694-AB34
452	Change the Commerce Control List to Revised Controls on Shotguns (Export Commerce Control Number ECCN 0A84C) .....	0694-AB42
453	Further Expansion of General License GLX .....	0694-AB45
454	Revisions to the Commerce Control List: Export of Mixtures Containing Trace Quantities of Precursor Chemicals ..	0694-AB46
455	Incorporation of the Wassenaar Arrangement Into Category 2 of the Commerce Control List; Expansion of License Exception CIV .....	0694-AB48
456	Revision to EAR License Exceptions .....	0694-AB51
457	Revisions to EAR As Result of Addition of Republic of South Korea to Australia Group Membership .....	0694-AB52
458	Revision to the EAR; Computer Revision .....	0694-AB54

## DOC

## National Oceanic and Atmospheric Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
459	Fisheries Obligation Guarantee Program - Statutory Amendments to Establish "Central Title and Lien Registry for Limited Access Permits" .....	0648-AJ77
460	Joint Draft Policy for Safe Harbor and Candidate Species Conservation (CSC) Agreements .....	0648-AJ54

## National Oceanic and Atmospheric Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
461	Secretarial Amendment to the FMP for Atlantic Swordfish .....	0648-AE09
462	Amendment 10 to the Fishery Management Plan for the Atlantic Surf Clam and Ocean Quahog Fisheries .....	0648-AF41
463	Fishery Management Plan for Tilefish .....	0648-AF87
464	Amendment 1 to the Fishery Management Plan for Atlantic Billfish .....	0648-AF88
465	Amendment 8 to the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic (FMP) .....	0648-AG25
466	Amendment 8 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic .....	0648-AG27
467	Regulatory Amendment To Establish a Certification Program for At-Sea Scales .....	0648-AG32
468	General Provisions for Domestic Fisheries—Standard Definitions .....	0648-AG46
469	Regulatory Amendment To Impose Restrictions on Fishing Black Rockfish Off Oregon .....	0648-AG81
470	Regulatory Amendment for Managing Pelagic Fisheries by U.S. Vessels Beyond EEZ Throughout Pacific .....	0648-AG85
471	Amendment 3 to the Fishery Management Plan for the Reef Fish Fishery of Puerto Rico and the U.S. Virgin Islands .....	0648-AG87
472	Amendment 1 to the Fishery Management Plan for Corals and Reef-Associated Plants and Invertebrates for Puerto Rico and the U.S. Virgin Islands .....	0648-AG88
473	Regulatory Amendment To Facilitate Monitoring and Enforcement in the Pacific Coast Groundfish Fishery .....	0648-AH21
474	Amendment 7 to the Fishery Management Plan for American Lobster .....	0648-AH41
475	Amendment 9 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico .....	0648-AH52
476	Amendment 1 to the Fishery Management Plan for Atlantic Bluefish .....	0648-AH63
477	FMP Amendment 36 for the Groundfish Fishery of the BSAI and FMP Amendment 39 for the Groundfish of the GOA .....	0648-AH67
478	Regulatory Amendment Requiring Longline Vessel Operators in the Western Pacific Pelagic Fisheries To Carry Observers at No Cost to U.S. Government .....	0648-AI31
479	Amendment 7 to the Atlantic Sea Scallop Fishery Management Plan .....	0648-AI36
480	Regulatory Amendment To Adjust the Annual Total Allowable Catch for Royal Red Shrimp in the Gulf of Mexico ...	0648-AI39
481	Regulatory Amendment To Require Electronic Submission by Alaska Groundfish Processors of Weekly Production Reports and Check In/Out Reports .....	0648-AI66
482	Fishery Management Plan for the Atlantic Herring Fishery .....	0648-AI78
483	Pacific Whiting Allocation Among Non-Tribal Sectors and Seasonal Framework .....	0648-AI80
484	Amendment 12 to FMP for Salmon Fisheries Off the Coasts of Washington, Oregon, and California .....	0648-AI82
485	Regulatory Amendment To Revise the Product Recovery Rate Regulations .....	0648-AI87
486	Proposed Rule to Implement Reporting and Recordkeeping Requirements under the High Seas Fishing Compliance Act of 1995 .....	0648-AI99
487	Regulatory Amendment to Limited Access Management of Federal Fisheries In and Off of Alaska .....	0648-AJ00
488	Options for Angling Category Season for the Atlantic Season for the Atlantic Bluefin Tuna Fisheries .....	0648-AJ04
489	Fishery Data Reporting for Western Pacific Pelagic Fisheries .....	0648-AJ08
490	Regulatory Amendment To Establish Total Allowable Catch Limits for the Atlantic and Gulf of Mexico Groups of King and Spanish Mackerel for the 1997–98 Fishing Year .....	0648-AJ12
491	Regulatory Amendment To Adjust Reef Fish Management Measures to the Gulf of Mexico for the 1997 Season ...	0648-AJ13
492	Amendment 15 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico .....	0648-AJ14
493	Weakfish Regulations for the Exclusive Economic Zone (EEZ) .....	0648-AJ15
494	Amendment 11 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico - Resubmitted Measures .....	0648-AJ16
495	Regulatory Amendment To Implement 1997 Nontrawl Sablefish Harvest Regime .....	0648-AJ19
496	Regulatory Amendment To Restrict Pacific Groundfish Limited Entry Permit Transfers .....	0648-AJ20
497	Regulatory Amendment To Extend California Gillnet Regulations to the EEZ .....	0648-AJ21
498	Amendment 10 to the Pacific Coast Groundfish FMP Regarding Salmon Bycatch in Groundfish Trawl .....	0648-AJ22
499	Amendment 9 to the Pacific Coast Groundfish FMP to Require Endorsements in the Sablefish Fishery .....	0648-AJ23
500	Guidelines for the Description, Identification, Conservation, and Enhancement of Essential Fish Habitat .....	0648-AJ30

## DOC

## National Oceanic and Atmospheric Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
501	Amendment 49 to the FMP for the Groundfish Fishery of the BSAI .....	0648-AJ36
502	Implementation of Use of Interactive Voice Response (IVR) System To Monitor Commercial Landings of Quota Managed Species on Weekly Basis .....	0648-AJ37
503	Implementation of Measures To Avoid Sea Birds in the Alaska Longline Groundfish Fishery .....	0648-AJ39
504	Amendment 40 to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands .....	0648-AJ45
505	Regulatory Amendment to Establish a Program for the Collection and Use of Fees in the Individual Fishing Quota and Community Development Quota Programs .....	0648-AJ52
506	Adjustment of area closure for northwestern Hawaiian Islands (NWHI) Lobster Fishery for Vessels with Vessel Monitoring System Equipment .....	0648-AJ57
507	Magnuson-Stevens Act Provisions; National Standards Guidelines .....	0648-AJ58
508	Magnuson-Stevens Act Provisions; Foreign Fishing Vessels in Internal Waters .....	0648-AJ59
509	Implementation of Pacific Insular Area Fishing Agreement Provisions of the Magnuson-Stevens Act .....	0648-AJ60
510	Atlantic Swordfish Fishery; Quotas .....	0648-AJ63
511	Atlantic Shark Fisheries; Amendment 2 (including rebuilding schedule) .....	0648-AJ64
512	Atlantic Tuna Fisheries; Effort Controls .....	0648-AJ65
513	Atlantic Tuna Fisheries; Regulatory Adjustments .....	0648-AJ66
514	Atlantic Tuna Fisheries; Fishery Management Plan Implementation .....	0648-AJ67
515	Atlantic Highly Migratory Species; Take Reduction Team Plan Implementation .....	0648-AJ68
516	Atlantic Tuna Fisheries; Annual Atlantic Bluefin Tuna Quotas .....	0648-AJ69
517	Proposed rule to Implement Procedures for Issuance of Permits Under Section 204(d) of the Magnuson-Stevens Fishing Conservation and Management Act .....	0648-AJ70
518	Interim final rule to the Fishery Management Plan for the American Lobster Fishery .....	0648-AJ74
519	Implementation of Data Collection and Reporting Requirements to the Fishery Management Plan for the American Lobster Fishery .....	0648-AJ75
520	Regulatory Amendment and Guidelines for Safety and Living Conditions on Vessels Carrying Observers .....	0648-AJ76
521	List of Fisheries for 1998 .....	0648-AJ85
522	Taking and Importing of Marine Mammals; Taking of Marine Mammals Under the ATA Permit After February 28, 1994 .....	0648-AG36
523	Designated Critical Habitat; Pacific Steelhead .....	0648-AG49
524	Designated Critical Habitat; Pacific Coho Salmon .....	0648-AG56
525	Designated Critical Habitat; Umpqua River Sea-Run Cutthroat Trout .....	0648-AG58
526	Proposed Designation of Critical Habitat for Puget Sound Salmon Stocks .....	0648-AH11
527	Proposed Rule To Provide Regulations for Permits for Capture, Transport, Import and Export of Protected Species for Public Display, and for Maintaining a Captive Marine Mammal Inventory .....	0648-AH26
528	Proposed Rule Governing the Issuance of Permits for Marine Mammal Photography .....	0648-AH31
529	Amend Regulations Governing the Taking and Importing of Marine Mammals .....	0648-AH83
530	Critical Habitat Designation for Green and Hawksbill Sea Turtle in Culebra, Puerto Rico .....	0648-AH88
531	Implementation of 1997 MMPA Amendments Affecting Yellowfin Tuna Purse Seine Fishing in the Eastern Tropical Pacific .....	0648-AI85
532	Amendment 10 to the Summer Flounder Fishery Management Plan .....	0648-AJ55
533	Thunder Bay National Marine Sanctuary .....	0648-AE41
534	Allowance of Small-Scale Non-Intrusive Jade Collecting in Monterey Bay National Marine Sanctuary .....	0648-AI06
535	Revision of Overflight Regulations .....	0648-AI91
536	Licensing of Private Remote-Sensing Space Systems .....	0648-AC64

## National Oceanic and Atmospheric Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
537	Regulatory Amendment To Implement Permit, Reporting, and Recordkeeping and Observer Requirements for Processing Vessels Over 125 Feet and Their Catcher Vessels: Pacific Coast Groundfish .....	0648-AE01
538	Financial Disclosure of Fishery Management Council Nominees, Members, and Executive Directors .....	0648-AG16
539	Regulatory Adjustments to the FMP for Sharks of the Atlantic Ocean .....	0648-AH77
540	Plan Amendment to FMP for Sharks of the Atlantic Ocean That Would Limit Entry .....	0648-AH78
541	Regulatory Amendment To Establish Management Measures for Atlantic and Gulf Groups of King and Spanish Mackerel for the 1996-97 Fishing Year .....	0648-AI13
542	Amendment 2 to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic .....	0648-AI15

## DOC

## National Oceanic and Atmospheric Administration—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
543	Withdrawal of Federal Fisheries Regulations .....	0648-AI16
544	Consolidation of Atlantic Highly Migratory Species Regulations .....	0648-AI28
545	Regulatory Amendment To Revise the Recordkeeping and Reporting Requirements for Groundfish Fisheries of the EEZ off of Alaska .....	0648-AI68
546	Amendment 2 to the Fishery Management Plan for the Scallop Fishery Off Alaska .....	0648-AI88
547	A Moratorium on Issuance of New Permits for Fishing in the Mau Zone Portion of the NWHI Bottomfish Fishery ....	0648-AJ02
548	Proposed Rule To Implement Amendment 6 to the Fishery Management Plan for Atlantic Mackerel, Squid, and Butterfish Fisheries .....	0648-AJ06
549	1997-98 Management Measures for Commercial, Recreational, and Treaty Indian Salmon Fisheries Off the Coasts of WA, OR, and CA .....	0648-AJ09
550	Consolidation of the rules for Spiny Lobster Fishery of the Gulf of Mexico and South Atlantic and Stone Crab Fishery of the Gulf of Mexico .....	0648-AJ28
551	Framework Adjustment 23 to the Fishery Management Plan for the Northeast Multispecies Fishery .....	0648-AJ32
552	Amendment 7 to the Fishery Management Plan for the Atlantic Sea Scallop Fishery .....	0648-AJ33
553	Implementation of Measures Contained in Framework Adjustment 21 to the Northeast Multispecies FMP .....	0648-AJ34
554	Regulatory Amendment to Require a Six-Hour Notice of Landing of Individual Fishing Quota (IFQ) Species .....	0648-AJ35
555	Amendment of Consolidated Regulations at 50 CFR 679 To Include the High Seas Salmon Fishery Off Alaska Regulations .....	0648-AJ38
556	Summer Flounder, Scup, and Black Sea Bass Fishery, 1997 Summer Flounder Recreational Fishery Specifications .....	0648-AJ42
557	Final rule to implement Framework Adjustment 20 to the Fishery Management Plan for the Northeast Multispecies Fishery .....	0648-AJ43
558	Amendment 9 to the Northeast Multispecies Fishery Management Plan .....	0648-AJ44
559	Framework Adjustment 22 to the Northeast Multispecies and Framework Adjustment 4 to the American Lobster Fishery Management Plans .....	0648-AJ48
560	Summer Flounder, Scup, and Black Sea Bass Fisheries; 1997 Scup Recreational Fishery Specifications .....	0648-AJ53
561	1997 Harvest Guideline for Northwestern Hawaiian Islands Lobster Fishery .....	0648-AJ56
562	Adjustment of northwestern Hawaiian Islands (NWHI) lobster harvest guideline system to prevent overfishing .....	0648-AJ61
563	Framework Adjustment 9 to the Atlantic Sea Scallop Fishery Management Plan .....	0648-AJ62
564	Procedures Governing Establishment and Operation of Fishery Negotiation Panels .....	0648-AJ72
565	Withdrawal of the Fishery Management Plan for the American Lobster Fishery .....	0648-AJ73
566	Final Rule To Add Regulation Implementing the Fishery Management Plan for the Atlantic Bluefish Fishery to the Consolidated Northeast Fisheries Regulations .....	0648-AJ78
567	Final Rule to Implement Framework Adjustment 18 to the Fishery Management Plan for the Northeast Multispecies Fishery .....	0648-AJ79
568	Final Rule to Implement Framework Adjustment 16 to the Northeast Multispecies Fishery Management Plan .....	0648-AJ80
569	Final Rule To Incorporate the Regulations Governing the Northern Anchovy Into the Consolidated Regulations for Fisheries Off the West Coast and in the Western Pacific .....	0648-AJ81
570	Regulatory Amendment to Change Membership Requirements for the Regional Fishery Management Councils .....	0648-AJ82
571	Take of Marine Mammals by the U.S. Navy Incidental to Military Activities in the South Atlantic of the United States .....	0648-AG55
572	Final Rule To Establish Guidelines for Nonlethally Deterring Marine Mammals From Endangering Personal Safety or Damaging Public or Private Property .....	0648-AH19
573	General Authorization for Scientific Research Involving Level B Harassment .....	0648-AH20
574	North Atlantic Right Whale Protection; Interim Final Rule .....	0648-AH47
575	Final Rule; Taking and Importing of Marine Mammals; Consolidation of Regulations .....	0648-AI89
576	Hawaiian Islands Humpback Whale National Marine Sanctuary .....	0648-AH91
577	Revision of Coastal Zone Management Act Regulations to Conform to Statutory Changes .....	0648-AJ24
578	National Weather Service Modernization Criteria for Automation of D-Service Level NWS Sites .....	0648-AJ83

## National Oceanic and Atmospheric Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
579	Regulatory Amendment for the Gulf of Alaska Seamount Fisheries .....	0648-AG94
580	Amendment 39 to the FMP for Groundfish Fishery of BSAI, Amendment 41 to the FMP for Groundfish of the GOA and Amendment 5 to the FMP for Commercial King & Tanner Crab Fisheries of the BSAI .....	0648-AH65

## DOC

## National Oceanic and Atmospheric Administration—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
581	Advance Notice of Proposed Rulemaking for the American Lobster Fishery Management Plan .....	0648-AI14
582	Amendment to the Observer Program .....	0648-AI69
583	Regulations of Greater Amberjack, Lesser Amberjack, Banded Rudderfish, and/or Almacojack Under the FMP for Reefish Resources of GOM .....	0648-AJ27
584	Regulatory Amendment to Prevent Overfishing and Rebuild Stocks .....	0648-AJ46
585	Regulatory Amendment to Implement Bycatch Reduction Measures .....	0648-AJ47
586	Amendments to the BSAI and GOA Fishery Management Plans to Implement a Data Collection Program for Recreational, Charter, and Commercial Fishing .....	0648-AJ49
587	Regulatory Amendment to Revise Definitions .....	0648-AJ50
588	Amendment 3 to the Fishery Management Plan for the Scallop Fishery Off Alaska .....	0648-AJ51
589	Amendment 49 to the Fishery Management Plan for the Groundfish Fishery of the Gulf of Alaska .....	0648-AJ71
590	Final Definition of the Zero Mortality Rate Goal .....	0648-AJ84
591	Civil Procedures .....	0648-AF96
592	Performance Standards for Tuna Vessel Operators .....	0648-AD03
593	Procedure for Setting Quotas on Removal of Atlantic Bottlenose Dolphins From the Waters of the Gulf of Mexico and Florida's East Coast .....	0648-AD39
594	Sea Turtle Monitoring and Conservation Measures for Nonshrimp Fisheries .....	0648-AE54
595	Taking and Importing of Marine Mammals; Dolphin Mortality Limits During Purse Seine Sets on Marine Mammals in the Eastern Tropical Pacific .....	0648-AF07
596	Taking and Importing of Marine Mammals; "Dolphin-Safe" Tuna Labeling .....	0648-AF08
597	Proposed Rule To Require Certain Fish From Mexico To Retain Heads and Tails Intact in Order To Protect the Endangered Totoaba .....	0648-AF32
598	Taking of Marine Mammals Incidental to Fisheries-Related Research .....	0648-AF50
599	Designated Critical Habitat; Johnson's Seagrass .....	0648-AF79
600	Foreign Nations' Marine Mammal Program Amendments .....	0648-AG05
601	Designation of Critical Habitat for the Gulf of Maine Population of Harbor Porpoise .....	0648-AG06
602	Direct Take of Threatened Salmon by Native Americans .....	0648-AG15
603	Taking and Importing of Marine Mammals: Tuna Purse Seine Vessel Observer Expenses .....	0648-AG35
604	General Provisions; Endangered Fish or Wildlife; Threatened Fish and Wildlife; Sea Turtle Conservation Measures (Section 9 Protection) .....	0648-AG38
605	Designated Critical Habitat; Atlantic Salmon .....	0648-AG50
606	Proposed Rule To Authorize Lethal Takings of Marine Mammals by State Authorities .....	0648-AG79
607	Final Rule To Amend Marine Mammal Regulations To Authorize Incidental Takings of Marine Mammals by Harassment as Authorized by Public Law 103-238 .....	0648-AG80
608	Taking and Importing of Marine Mammals: Proposed Rule Prohibiting U.S. Citizens From Encircling Marine Mammals During Tuna Fishing Operations .....	0648-AH04
609	Shrimp Vessel Registration Requirement .....	0648-AH87
610	Taking of Marine Mammals Incidental to Commercial Fishing Operations; Take Reduction Plan Regulations and Emergency Regulations .....	0648-AI84
611	Revision of Federal Consistency Regulations Under the Coastal Zone Management Act .....	0648-AD83
612	Regional Marine Research Program .....	0648-AF20
613	NOAA Climate and Global Change Program—Proposal Submission Guidelines .....	0648-AG51
614	National Undersea Research Program Funding Regulations .....	0648-AH90

## National Oceanic and Atmospheric Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
615	Fishery Management Plan for the Queen Conch Fishery of Puerto Rico and the U.S. Virgin Islands .....	0648-AD91
616	Regulatory Amendment To Require Electronic Communication of Observer Data in the Groundfish Fishery of the GOA and BSAI .....	0648-AE78
617	Regulatory Amendment To Implement Trawl Mesh Restrictions for the BSAI Trawl Fisheries .....	0648-AF57
618	Amendment 8 to the Pacific Coast Groundfish FMP To Implement Individual Quotas for the Fixed-Gear Sablefish Fishery (or Regulatory Amendment for Nontrawl Trip Limits) .....	0648-AF90
619	Amendment 1 to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic .....	0648-AG26
620	Amendment 12 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico .....	0648-AG29
621	Regulatory Amendment Allowing Year-Round Individual Fishing Quota Fishing in the Aleutian Islands Area .....	0648-AG97

DOC

National Oceanic and Atmospheric Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
622	Regulatory Amendment to Increase Individual Fishery Quota Limits .....	0648-AH02
623	Amendment 9 to the Summer Flounder, Scup, and Black Sea Bass Fishery Management Plan .....	0648-AH06
624	FMP Amendment 37 to the Groundfish Fishery of the BSAI .....	0648-AH28
625	Striped Bass Regulations for the Exclusive Economic Zone (EEZ) .....	0648-AH57
626	Amendment 14 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico .....	0648-AI47
627	Interim Final Rule To Implement High Seas Fishing Compliance Act of 1995; Permit Application Process .....	0648-AI50
628	Regulatory Amendment To Adjust Red Snapper Management Measures in the Gulf of Mexico for 1997 Season ...	0648-AI54
629	Negotiated Rulemaking on Mid-Atlantic Tuna Fishery Dispute .....	0648-AI60
630	Amendment 43 to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands and Amendment 43 to the FMP for the Groundfish Fishery of the Gulf of Alaska .....	0648-AI61
631	Amendment 41 to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands .....	0648-AI62
632	Regulatory Amendment To Establish a Date of December 1 for the Reopening of a Bering Sea Pollock and/or Cod Fishery if Sufficient Amounts of Fish Remain for a Directed Fishery .....	0648-AI64
633	Regulatory Amendment To Revise Maximum Allowable Bycatch Amounts Established for the Alaska Groundfish Fisheries .....	0648-AI65
634	Interim Final Rule to the North Pacific Fisheries Research Plan .....	0648-AI67
635	Amendment 46 to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands .....	0648-AI70
636	Amendment 2 to the Fishery Management Plan for the Red Drum Fishery of the Gulf Of Mexico (FMP) .....	0648-AI73
637	Amendment 9 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic .....	0648-AI74
638	Amendment 5 to the Fishery Management Plan for the Atlantic Sea Scallop Fishery .....	0648-AI77
639	Amendment 6 to the American Lobster Fishery Management Plan (FMP) Amendment 6 to the Atlantic Sea Scallop FMP, and Amendment 8 to the Northeast Multispecies FMP .....	0648-AI83
640	Regulatory Amendment to Establish Trip Limits Applicable to the Commercial Fishery For Atlantic Migratory Group of King Mackerel .....	0648-AI92
641	Amendment 47 to the BSAI FMP; Amendment 47 to the GOA FMP and Amendment 6 to the Commercial King and Tanner Crab FMP of the BSAI .....	0648-AI95
642	Regulatory Amendment to Allow Use of Longline Pot Gear in the Directed Sablefish Fishery in the Bering Sea .....	0648-AI96
643	Regulatory Amendment Under the Fishery Management Plan for Reef Fish Fishery of Puerto Rico and the Virgin Islands (FMP) Concerning Red Hind Aggregation Closure .....	0648-AI97
644	Regulatory Amendment To Increase the Halibut Individual Fishing Quota Use Limitations in International Pacific Halibut Commission Area 4 .....	0648-AJ05
645	Regulatory Amendment To Increase Observer Coverage in the BSAI During the Pollock "A" or Roe Season .....	0648-AJ10
646	International Fisheries Regulations; Pacific Halibut Fisheries; Catch Sharing Plans .....	0648-AJ11
647	Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Monkfish Exempted Trawl Fishery .....	0648-AJ25
648	Framework Adjustment 19 to the FMP for the Northeast Multispecies Fishery .....	0648-AJ26
649	Fishery of the Northeastern United States; Northeast Multi- Species Fishery: Framework Adjustment 17 .....	0648-AJ31
650	Atlantic Tuna Fishery; Permit Requirements .....	0648-AJ41
651	Fishing Vessel Capital Construction Fund Procedures— Eligibility for Safety Improvements .....	0648-AF22
652	Civil Enforcement Proceedings: Opportunity for In-Person Hearing .....	0648-AI53
653	Identification of Special Sea Turtle Conservation Areas and Appropriate Conservation Measures .....	0648-AH89
654	Florida Keys National Marine Sanctuary .....	0648-AD85
655	Restricting or Prohibiting Attracting Sharks in the Monterey Bay National Marine Sanctuary .....	0648-AH92
656	National Weather Service Modernization Criteria for Closure Certification .....	0648-AI90

National Telecommunications and Information Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
657	Public Telecommunications Facilities Program .....	0660-AA09

Patent and Trademark Office—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
658	Patent Process Reengineering .....	0651-AA84

DOC

Patent and Trademark Office—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
659	Miscellaneous Changes to TTAB Rules .....	0651-AA87
660	Limitations in Patent Claims .....	0651-AA91
661	Revision of Patent and Trademark Fees for Fiscal Year 1998 .....	0651-AA92
662	Requirements for Registration to Practice Before the PTO in Patent Cases .....	0651-AA93
663	1997 Changes to Patent Practice and Procedure .....	0651-AA94

Patent and Trademark Office—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
664	Changes to Implement 18-Month Publication of Patent Applications .....	0651-AA75
665	Rules of Practice in Patent Cases; Reexamination Proceedings .....	0651-AA79
666	1996 Changes to Patent Practice and Procedure .....	0651-AA80
667	Changes Implementing International Acceptable Nucleotide and/or Amino Acid Sequence Listings .....	0651-AA88

Patent and Trademark Office—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
668	Patent Application Electronic Submission Rules .....	0651-AA50

Technology Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
669	Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts, and Cooperative Agreements .....	0692-AA14
670	Acquisition and Protection of Foreign Rights in Inventions .....	0692-AA15
671	Licensing of Foreign Patents Acquired by the Government .....	0692-AA16

Technology Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
672	Promotion of Private Sector Industrial Technology Partnerships .....	0692-AA13
673	Licensing of Government-Owned Inventions .....	0692-AA17

**DEPARTMENT OF COMMERCE (DOC)**  
**Office of the Secretary (OS)**

**Proposed Rule Stage**

**400. STREAMLINING OF COMMERCE ACQUISITION PROCESS**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

**Legal Authority:** 41 USC 251

**CFR Citation:** 48 CFR 1301 to 1353

**Legal Deadline:** None

**Abstract:** The Department has reengineered its acquisition processes

and is planning to implement the new processes Departmentwide. The Department is also testing the effectiveness of the new processes at two pilot sites within the agency. The intended effect is to create a more customer-friendly acquisition process that is less complex, less time

DOC—OS

Proposed Rule Stage

consuming and less expensive for the Department as well as the vendor community, and is more responsive to meeting the Department's program objectives. In order to implement the new processes on a Departmentwide basis a class deviation to the Federal Acquisition Regulations provisions is required. The Department will request public comment on the changes. Commerce Acquisition Regulation (48 CFR 13) will be amended to incorporate the reengineered acquisition processes. A draft of changes to the regulation will be published for public comment prior to issuance of the final regulation.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/26/96	61 FR 60068
ANPRM Comment Period End	01/10/97	
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Sectors Affected:** All

**Procurement:** This is a procurement-related action for which there is no

statutory requirement. The agency has not yet determined whether there is a paperwork burden associated with this action.

**Agency Contact:** Joe Gray, Procurement Analyst, Department of Commerce, Office of the Secretary, Office of Acquisition Management, Room 6422, 14th and Constitution Avenue NW., Washington, DC 20230  
Phone: 202 482-4185  
Email: Joe.Gray@APP@OAM or JGray2@doc.gov

**RIN:** 0690-AA26

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

Office of the Secretary (OS)

**401. GUIDELINES FOR EMPOWERMENT CONTRACTING**

**Priority:** Other Significant

**Legal Authority:** EO 13005, Empowerment Contracting

**CFR Citation:** None

**Legal Deadline:** None

**Abstract:** The purpose of Executive Order 13005 is to strengthen the economy and secure broad-based competition for Federal contractors in economically distressed communities. The Order charged the Secretary of Commerce, in consultation with Secretaries of Housing and Urban Development, Labor and Defense and the Administrators of the General Service Administration, the National Aeronautics and Space Administration,

the Small Business Administration, and the Office of Federal Procurement Policy, to develop policies and procedures to ensure that Federal agencies, when awarding contracts in unrestricted competitions, grant qualified large and small businesses appropriate price or evaluation incentives to encourage business activity in areas of general economic distress. The Department plans to issue guidelines which will serve as the basis for a proposed revision to the Federal Acquisition Regulation.

**Timetable:**

Action	Date	FR Cite
NPRM	09/13/96	61 FR 48463
NPRM Comment Period End	12/01/96	61 FR 55616

Action	Date	FR Cite
NPRM Comment Period Extended to	01/06/97	61 FR 64321
Final Action	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Joe Levine, Attorney-Advisor, Department of Commerce, Office of the Secretary, 14th and Constitution NW., Washington, DC 20230  
Phone: 202 482-1071

**RIN:** 0690-AA25

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

Office of the Secretary (OS)

**402. STANDARDS OF ETHICAL CONDUCT—DEPARTMENT OF COMMERCE SUPPLEMENTAL REGULATIONS**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** Not yet determined

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Karen Kucik

Phone: 202 219-9132

**RIN:** 0690-AA23

**DEPARTMENT OF COMMERCE (DOC)**  
**Bureau of Economic Analysis (BEA)**

**Proposed Rule Stage**

**403. ANNUAL SURVEY OF ROYALTIES, LICENSE FEES, AND OTHER RECEIPTS AND PAYMENTS FOR INTANGIBLE RIGHTS BETWEEN U.S. AND UNAFFILIATED FOREIGN PERSONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 22 USC 3101 to 3108, Intl Investment & Trade in Svc Survey Act

**CFR Citation:** 15 CFR 801

**Legal Deadline:** None

**Abstract:** This is annual survey of international transactions with unaffiliated foreign persons involving rights to use patents, trademarks, copyrights, and other intangible property (BE-93), which will cover transactions beginning in 1997. It is conducted to obtain data that are needed for compiling the balance of payments and national income and product accounts, and will be used in developing U.S. trade policy and supporting U.S. trade policy initiatives. Consideration is being given to expanding coverage to include transactions in copyrights and other intellectual property rights that are related to computer software. At present, such transactions are covered on another BEA survey, which would be revised simultaneously.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/97	
NPRM Comment Period End	10/00/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** R. David Belli, Asst. Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, Washington, DC 20230  
 Phone: 202 606-9800  
 Fax: 202 606-5318  
 Email: David.Belli@BEA.DOC.GOV  
**RIN:** 0691-AA28

**404. BENCHMARK SURVEY OF FOREIGN DIRECT INVESTMENT IN THE UNITED STATES—1997**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 22 USC 3101 to 3108, Intl Investment & Trade in Svc Survey Act

**CFR Citation:** 15 CFR 806

**Legal Deadline:** None

**Abstract:** This action will amend existing 15 CFR 806.17 to provide for the conduct of the BE-12, Benchmark Survey of Foreign Direct Investment in the United States-1997, as required in the International Investment and Trade in Services Survey Act, 22 USC 3101 to 3108 (see especially section 4(b) or the Act). The existing rule covers a similar survey for 1992 which has been completed and which the new survey will update.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	08/00/97	
Final Action	10/00/97	
Final Action Effective	11/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** R. David Belli, Assistant Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, (BE-50), Washington, DC 20230  
 Phone: 202 606-9800  
 Fax: 202 606-5318

**RIN:** 0691-AA29

**405. ANNUAL SURVEY OF SELECTED SERVICES TRANSACTIONS WITH UNAFFILIATED FOREIGN PERSONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 22 USC 3101 International Investment & Trade in Svcs Survey Act

**CFR Citation:** 15 CFR 801

**Legal Deadline:** None

**Abstract:** This is the annual survey of selected services transactions with unaffiliated foreign persons (BE-22), which will cover transactions beginning in 1997. It is conducted to obtain annual sample data on a variety of business and professional services, such as advertising; computer and data processing services; management, consulting, and public relations; legal services; and telecommunications. The data will be used to produce universe level estimates for 1997 and beyond based on data reported in the proposed 1996 BE-20 benchmark survey of selected services. The data are needed to compile the balance of payments and national income and product accounts, and to support U.S. trade policy. Categories of services covered on the BE-22 survey may be modified to bring them into conformity with the proposed 1996 BE-20 survey.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/97	
NPRM Comment Period End	10/00/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** R. David Belli, Asst. Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, (BE-50), Washington, DC 20230  
 Phone: 202 606-9800  
 Fax: 202 606-5318  
 Email: David.Belli@BEA.DOC.GOV

**RIN:** 0691-AA30

**DEPARTMENT OF COMMERCE (DOC)**  
**Bureau of Economic Analysis (BEA)**
**Completed Actions**
**406. BENCHMARK SURVEY OF  
 SELECTED SERVICES  
 TRANSACTIONS WITH UNAFFILIATED  
 FOREIGN PERSONS**
**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 801
**Completed:**

Reason	Date	FR Cite
Final Action	01/13/97	62 FR 1665
Final Action Effective	02/12/97	

**Small Entities Affected:** None

**Government Levels Affected:** State,  
Local

**Agency Contact:** R. David Belli  
 Phone: 202 606-9800  
 Fax: 202 606-5318

**RIN:** 0691-AA27

**DEPARTMENT OF COMMERCE (DOC)**  
**Bureau of the Census (CENSUS)**
**Proposed Rule Stage**
**407. CUTOFF DATES FOR  
 RECOGNITION OF BOUNDARY  
 CHANGES FOR THE 2000 DECENNIAL  
 CENSUS OF POPULATION AND  
 HOUSING**
**Priority:** Info./Admin./Other

**Legal Authority:** 13 USC 4 and 6

**CFR Citation:** 15 CFR 70.1 to 70.3

**Legal Deadline:** None

**Abstract:** The Census Bureau proposes to amend 15 CFR part 70 to reflect the cutoff dates for recognition of boundary changes for the 2000 Census of Population and Housing (Census 2000). For the tabulation and dissemination of data from the 2000 Census of Population and Housing, the Bureau of the Census will recognize only those boundaries legally in effect on January 1, 2000 that have been reported officially to the Bureau of the Census no later than March 1, 2000. The Bureau of the Census enumerates all residents of the United States and its territories on the date of the decennial census as residing within the legal limits of municipalities, county subdivisions, counties, states, and statistically equivalent entities as those limits exist on January 1, 2000.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	
NPRM Comment Period End	08/00/97	
Final Action	09/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Joel L. Morrison,  
 Chief, Geography Division, Department  
 of Commerce, Bureau of the Census,  
 SPC, Room 101, Washington, DC 20233  
 Phone: 301 457-1132  
 Fax: 301 457-4710

**RIN:** 0607-AA18

**408. CHANGES TO THE FOREIGN  
 TRADE STATISTICAL REGULATIONS  
 (FTSR) TO CLARIFY THE DEFINITION  
 OF EXPORTER**
**Priority:** Substantive, Nonsignificant

**Legal Authority:** 13 USC 301 to 307

**CFR Citation:** 15 CFR 30.4; 15 CFR  
30.7

**Legal Deadline:** None

**Abstract:** The Census Bureau proposes to amend the FTSR definition of exporter for purposes of clarifying responsibility to report trade information. The FTSR also will be amended to reinforce the requirement for filing a power of attorney when an agent acts for an exporter specifying the essential provisions to be included with additional requirements if the exporter does not have a permanent U.S. residence.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	07/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Bruce C. Walter,  
 Assistant Division Chief, Foreign Trade  
 Division, Department of Commerce,  
 Bureau of the Census, FB3, Room 2104,  
 Washington, DC 20233  
 Phone: 301 457-2210  
 Fax: 301 457-2645

**RIN:** 0607-AA20

**409. CHANGES TO THE FOREIGN  
 TRADE STATISTICAL REGULATIONS  
 (FTSR) REQUIRING A DESIGNATOR  
 WHEN THE EXPORT SHIPMENT IS A  
 FOREIGN MILITARY SALE**
**Priority:** Substantive, Nonsignificant

**Legal Authority:** 13 USC 301 to 307

**CFR Citation:** 15 CFR subpart A, 30.7

**Legal Deadline:** None

**Abstract:** The Census Bureau proposes to amend the FTSR to require exporters or their designated agents to provide a foreign military sales indicator when merchandise is exported from the United States under the Department of Defense (DOD) Foreign Military Sales (FMS) Program. The indicator would be inserted in the area on the SED currently reserved for the Harmonized System Check Digit. This action is taken to assist the Bureau of Economic Analysis in collecting actual FMS value data. Currently this information is derived from crude estimates provided by DOD.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/97	
NPRM Comment Period End	10/00/97	
Final Action	11/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Bruce C. Walter,  
 Assistant Division Chief, Foreign Trade  
 Division, Department of Commerce,  
 Bureau of the Census, FB3, Room 2104,  
 Washington, DC 20233  
 Phone: 301 457-2210  
 Fax: 301 457-2645

**RIN:** 0607-AA22

**410. CHANGES TO THE FOREIGN  
 TRADE STATISTICAL REGULATIONS  
 (FTSR) REQUIRING THE FILING OF  
 SHIPPER'S EXPORT DECLARATIONS  
 (SEDS) FOR COMPANY-OWNED  
 TOOLS OF TRADE**
**Priority:** Substantive, Nonsignificant

**Legal Authority:** 13 USC 301 to 307

**CFR Citation:** 15 CFR 30.56(b)(1)

**Legal Deadline:** None

**Abstract:** The Census Bureau proposed to amend the FTSR to eliminate the requirement for filing SEDs for

## DOC—CENSUS

## Proposed Rule Stage

temporary exports of tools of trade when these tools are company owned. Currently, privately owned tools of trade do not require SEDs when exported temporarily for a period of less than one year.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	

Action	Date	FR Cite
NPRM Comment Period End	06/00/97	
Final Action	07/00/97	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined

**Agency Contact:** Bruce C. Walter, Assistant Division Chief, Foreign Trade Division, Department of Commerce, Bureau of the Census, FB3, Room 2104, Washington, DC 20233  
Phone: 301 457-2210  
Fax: 301 457-2645  
**RIN:** 0607-AA23

DEPARTMENT OF COMMERCE (DOC)  
Bureau of the Census (CENSUS)

## Long-Term Actions

**411. CHANGES TO THE FOREIGN TRADE STATISTICAL REGULATIONS (FTSR) TO CONFORM REQUIREMENTS AND WORDING TO THE U.S. CUSTOMS SERVICE REQUIREMENTS FOR THE AUTOMATED EXPORT SYSTEM (AES)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 15 CFR 30.1; 15 CFR 30.3; 15 CFR 30.4; 15 CFR 30.5

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Federal

**Agency Contact:** Bruce C. Walter  
Phone: 301 457-2210  
Fax: 301 457-2645

**RIN:** 0607-AA19

**Small Entities Affected:** None  
**Government Levels Affected:** None  
**Agency Contact:** Stanley M. Domzalski  
Phone: 812 288-3579  
Fax: 812 288-3293  
**RIN:** 0607-AA24

**413. FURNISHING PERSONAL CENSUS DATA FROM CENSUS OF POPULATION SCHEDULES; GENERAL REQUIREMENTS**

**Priority:** Info./Admin./Other

**Unfunded Mandates:** Undetermined

**CFR Citation:** 15 CFR 80.1(c)

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Stanley M. Domzalski  
Phone: 812 288-3579  
Fax: 812 288-3293

**RIN:** 0607-AA25

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Stanley M. Domzalski  
Phone: 812 288-3579  
Fax: 812 288-3293

**RIN:** 0607-AA26

**415. SPECIAL SERVICES AND STUDIES BY THE BUREAU OF THE CENSUS; FEE STRUCTURE FOR AGE SEARCH AND CITIZENSHIP INFORMATION**

**Priority:** Info./Admin./Other

**CFR Citation:** 15 CFR 50.5

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Stanley M. Domzalski  
Phone: 812 288-3579  
Fax: 812 288-3293

**RIN:** 0607-AA27

**412. SPECIAL SERVICES AND STUDIES BY THE BUREAU OF THE CENSUS; GENERAL**

**Priority:** Info./Admin./Other

**CFR Citation:** 15 CFR 50.1(d)

**Timetable:** Next Action Undetermined

**414. FURNISHING PERSONAL CENSUS DATA FROM CENSUS OF POPULATION SCHEDULES; GENERAL REQUIREMENTS**

**Priority:** Info./Admin./Other

**CFR Citation:** 15 CFR 80.1(g)

DEPARTMENT OF COMMERCE (DOC)  
Bureau of the Census (CENSUS)

## Completed Actions

**416. CHANGES TO THE FOREIGN TRADE STATISTICAL REGULATIONS (FTSR) TO ADD A REQUIREMENT TO COLLECT INFORMATION ON CANADIAN PROVINCE OF ORIGIN FOR U.S. IMPORTS FROM CANADA**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 30.80

**Completed:**

Reason	Date	FR Cite
Final Action	11/29/96	61 FR 60531
Final Action Effective	02/27/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Bruce C. Walter

Phone: 301 457-2210  
Fax: 301 457-2645

**RIN:** 0607-AA21

**DEPARTMENT OF COMMERCE (DOC)**  
**Economic Development Administration (EDA)**

Final Rule Stage

**417. GENERAL REQUIREMENTS FOR FINANCIAL ASSISTANCE—EXCESS CAPACITY**
**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 3211; 43 USC 3212

**CFR Citation:** 13 CFR 316

**Legal Deadline:** None

**Abstract:** EDA intends to clarify its rule regarding studies, reports, and exemptions necessary pursuant to its statutory requirement that financial

assistance is not extended to any project when the result would be to increase the production of goods, materials, or commodities, or the availability of services or facilities in excess of the demand for such goods or services.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	05/00/97	
Final Action	07/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local, Tribal

**Sectors Affected:** Multiple

**Agency Contact:** Edward M. Levin, Acting Chief Counsel, Department of Commerce, Economic Development Administration, 14th & Constitution Avenue NW., Washington, DC 20230  
 Phone: 202 482-4687

Fax: 202 482-5671

Email: Edward.Levin@OCC@EDA

**RIN:** 0610-AA55

**DEPARTMENT OF COMMERCE (DOC)**  
**General Administration (ADMIN)**

Final Rule Stage

**418. UNIFORM ADMINISTRATIVE REQUIREMENT FOR GRANTS AND AGREEMENTS WITH INSTITUTIONS OF HIGHER EDUCATION, HOSPITALS, AND OTHER NONPROFITS AND COMMERCIAL ORGANIZATIONS**
**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 301

**CFR Citation:** 15 CFR 14

**Legal Deadline:** None

**Abstract:** On November 29, 1993, Office of Management and Budget (OMB) Circular A-110, "Uniform Administrative Requirements for Grants and Agreements, with Institutions of Higher Education, Hospitals, and Other

Non-Profit Organizations" was published in the Federal Register (58 FR 62992). In the published revised circular, OMB specified as "required action" that Federal agencies responsible for awarding and administering grants and other agreements to recipients described therein, shall adopt the language of the Circular unless other provisions are required by Federal Statute or exceptions or deviations are approved by OMB. This interim final rule adopts the provisions of the Circular and its language to the maximum extent feasible with minor language changes made to make the language apply

specifically to the DOC and its operating units.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** John J. Phelan III, Director, Office of Executive Assistance Management, Department of Commerce, Office of Administration, 14th Street & Constitution Avenue NW., Washington, DC 20230

Phone: 202 482-4115

**RIN:** 0605-AA09

**DEPARTMENT OF COMMERCE (DOC)**  
**International Trade Administration (ITA)**

Proposed Rule Stage

**419. PROPOSED CHANGE IN DEFINITION OF SCIENTIFIC INSTRUMENTS AND APPARATUS FOR FLORENCE AGREEMENT PROGRAM**
**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 19 USC 1202; PL 89-651 (80 Stat 897)

**CFR Citation:** 15 CFR 301

**Legal Deadline:** None

**Abstract:** This action invites public comment on a proposal to change the definitions of scientific instruments and apparatus to include components for instruments too large to be preassembled.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jim Von Dudas, Program Manager, Department of Commerce, International Trade Administration, SIPS Room 4211, Washington, DC 20008

Phone: 202 482-4216

Fax: 202 482-0949

**RIN:** 0625-AA47

**DEPARTMENT OF COMMERCE (DOC)**  
**International Trade Administration (ITA)**

Final Rule Stage

**420. ANTIDUMPING AND COUNTERVAILING DUTY PROCEEDINGS; ADMINISTRATIVE PROTECTIVE ORDER PROCEDURES AND PROCEDURES FOR IMPOSING SANCTIONS FOR VIOLATION OF A PROTECTIVE ORDER**
**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 5 USC 301; 19 USC 1677f**CFR Citation:** 19 CFR 351; 19 CFR 354**Legal Deadline:** None

**Abstract:** The Department needs to enhance the administrative efficiency of its investigations of alleged violations of administrative protective orders (APOs) and of the process for imposing sanctions for violations, as well as the fairness of the procedures to all concerned parties. In addition, the Department needs to simplify and streamline the APO administrative process and reduce the administrative burdens on the ITA and trade practitioners. The Department is considering a variety of amendments to its existing regulations to achieve these goals. With respect to APO violations and sanctions, the Department is considering (1) expedited procedures for certain APO violations that are uncontested, inadvertent, and technical; (2) providing for warnings to be issued where a finding of a violation would lead to unjustifiably harsh sanctions; (3) where warranted, permitting the agency to dismiss a charge without prejudice without the appointment or

approval of an administrative law judge; (4) providing for a sunset provision that is fairer to past violators and that eases the administrative burden; and (5) permitting a private reprimand as a sanction without requiring as a precondition that parties engage in settlement discussions. The Department expects to benefit from gains in administrative efficiency and fairness without incurring any additional costs.

**Timetable:**

Action	Date	FR Cite
NPRM	02/08/96	61 FR 4826
NPRM Comment	03/11/96	
Period End		
Final Action	06/00/97	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Joan MacKenzie, Senior Attorney, Department of Commerce, International Trade Administration, Room H4621, 14th Street & Constitution Avenue NW., Washington, DC 20230  
Phone: 202 482-1310

**RIN:** 0625-AA43
**421. ANTIDUMPING DUTIES; COUNTERVAILING DUTIES**
**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 19 USC 1671 et seq; 19 USC 1673 et seq; 19 USC 1303**CFR Citation:** 19 CFR 351; 19 CFR 353; 19 CFR 355**Legal Deadline:** Other, Statutory, January 1, 1996.

Section 103(b) of the Uruguay Round Agreements Act establishes January 1, 1996, as the deadline for interim final regulations.

**Abstract:** Revisions of the antidumping and countervailing duty regulations are necessary due to enactment of legislation implementing the results of the Uruguay Round multilateral trade negotiations. Clarifying the methodologies and procedures used in administering the antidumping and countervailing duty laws will enhance the efficiency and fairness of these laws at little, if any, additional cost.

**Timetable:**

Action	Date	FR Cite
ANPRM	01/03/95	60 FR 80
ANPRM Comment	02/24/95	
Period End		
Interim Final Rule	05/11/95	60 FR 25130
Interim Final Rule Effective	05/11/95	
NPRM	02/27/96	61 FR 7308
NPRM Comment	06/17/96	
Period End		
Final Action	04/00/97	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Richard N. Moreland, Director, Office of Antidumping Investigations, Department of Commerce, International Trade Administration, Room 3093, 14th Street & Constitution Avenue NW., Washington, DC 20230  
Phone: 202 482-1768

**RIN:** 0625-AA45
**DEPARTMENT OF COMMERCE (DOC)**  
**Bureau of Export Administration (BXA)**

Proposed Rule Stage

**422. DEFENSE PRIORITIES AND ALLOCATIONS SYSTEM (DPAS)**
**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 50 USC app 2061 et seq; 50 USC app 468; EO 12656; EO 12742; EO 12919**CFR Citation:** 15 CFR 700**Legal Deadline:** None

**Abstract:** The Defense Priorities and Allocations System (DPAS) implements the priorities and allocations authority of title I of the Defense Production Act of 1950, as amended, and the priorities authority of section 18 of the Selective

Service Act of 1948. The DPAS was published as a final rule on July 30, 1984. Based on the findings and recommendations of an interagency sponsored study concerning the controlled materials program, and comments from both defense agency and industry users, this proposed rule would amend the DPAS to remove the controlled materials provisions and make certain revisions to its procedural requirements. These amendments will

DOC—BXA

Proposed Rule Stage

have no costs associated with them, would reduce the regulatory and information reporting burden on industry and make the DPAS more effective and efficient, would result in cost savings for defense contractors, would update certain other provisions to conform to statutory and jurisdictional changes, and would make the DPAS more compatible with current industry practices.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Sectors Affected:** Multiple

**Agency Contact:** Richard V. Meyers, DPAS Program Manager, Department of Commerce, Bureau of Export Administration, Off of Strategic Industries Econ Security, National Security Preparedness Div., Room 3878, Washington, DC 20230  
 Phone: 202 482-3634  
 Fax: 202 482-5650  
 Email: RMeyers@BXA.DOC.GOV

**RIN:** 0694-AA02

**423. IMPLEMENTATION OF CHEMICAL WEAPONS CONVENTION**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 12924; Notice of August 14, 1995 (61 FR 42527)

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** The Bureau of Export Administration is developing regulations and procedures that specify industry obligations under the chemical weapons convention.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/23/94	59 FR 66291
ANPRM Comment	01/23/95	
Period End		
NPRM	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
 Phone: 202 482-2440  
 Fax: 202 482-3355

**RIN:** 0694-AB06

**424. CHEMICAL WEAPONS CONVENTION IMPLEMENTING REGULATIONS (ENFORCEMENT)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** Chemical Weapons Convention Implementation Legislation Proposed

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** This rule will set forth the acts which constitute a violation of the Chemical Weapons Convention Implementing Regulations and the penalties for violations. They will also set forth the administrative enforcement procedures.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** William H. Arvin, Special Assistant to the Assistant Secretary for Export Enforcement, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
 Phone: 202 482-1564  
 Fax: 202 482-4173  
 Email: Warvin@BXA.DOC.GOV

**RIN:** 0694-AB39

DEPARTMENT OF COMMERCE (DOC)  
 Bureau of Export Administration (BXA)

Final Rule Stage

**425. REVISION OF FOREIGN BOYCOTT PROVISIONS OF EXPORT ADMINISTRATION REGULATIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 50 USC 1701 et seq; 50 USC app 2401 et seq; EO 12002; EO 12058; EO 12214; EO 12924; Note of August 14, 1996, (61 FR 42527)

**CFR Citation:** 15 CFR 769

**Legal Deadline:** None

**Abstract:** The Department proposes to revise the foreign boycott provisions of the Export Administration Regulations. The revisions would clarify the application of: (1) the intent provision to the reporting requirement; (2) the jurisdictional requirements relating to the implementation of letters of credit; (3) the furnishing information prohibitions to information about the

nationality of directors and about blacklisted persons; (4) the shipping requirement exception to refusals to use blacklisted vessels; and (5) the import and shipping document exception to information about the nationality of carriers and residence of manufacturers or suppliers. The revisions are intended to clarify areas of confusion. In addition, the proposal would remove many references and provisions dealing with effective dates and grace periods that are no longer applicable.

**Timetable:**

Action	Date	FR Cite
NPRM	09/26/89	54 FR 39415
NPRM Comment	10/26/89	
Period End		
Final Action	09/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Frederick S. Davidson, Senior Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
 Phone: 202 482-5775  
**RIN:** 0694-AA11

**426. TRANSFER OF DUAL-USE ITEMS FROM U.S. MUNITIONS LIST TO THE COMMERCE CONTROL LIST**

**Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996 (61 FR 42527)

## DOC—BXA

## Final Rule Stage

**CFR Citation:** 15 CFR 799.1

**Legal Deadline:** None

**Abstract:** The former COCOM Industrial List (IL) controls so-called dual-use items, which have both civil and military uses. There is not a direct correspondence between the IL and BXA's Commerce Control List (CCL) because some IL items are controlled by the State Department in the U.S. Munitions List. In his November 15, 1990, memorandum of disapproval of H.R. 4653, the President determined that, "By June 1, 1991, the United States will remove from the U.S. Munitions List all items contained on the COCOM dual-use list unless significant U.S. national security interests would be jeopardized." This rule will implement BXA controls through the CCL on those items removed from the U.S. Munitions List as a result of the President's decision.

**Timetable:**

Action	Date	FR Cite
Transfer of Communications Satellites	10/23/92	57 FR 48312
Navigation and Avionics	06/23/93	58 FR 34211
Final Rule: Transfer of Commercial Communication Satellites	09/08/93	58 FR 47322
Transfer of Items From the USMI to the CCL; Imposition of Certain Foreign Policy Controls	10/26/93	58 FR 57549
Final Action	09/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James A. Lewis, Director, Office of Strategic Trade & Foreign Policy Controls, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-4196  
Fax: 202 482-4094  
Email: JLewis@BXA.DOC.GOV

**RIN:** 0694-AA52

**427. TRANSFER OF CERTAIN REMOTE SENSING SATELLITES FROM THE U.S. MUNITIONS LIST TO THE CCL**

**Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC

2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** The former COCOM Industrial List (IL) controls dual-use items, which have both civil and military applications. At present, there is not a direct correspondence between the IL and the Commerce Control List (CCL) because some IL items are controlled by the State Department under the United States Munitions List (USML). In his November 15, 1990 memorandum disapproving H.R. 4653, former President Bush determined that "by June 1, 1991, the United States will remove from the U.S. Munitions List all items contained on the COCOM dual-use list unless significant U.S. national security interests would be jeopardized." This rule will implement Commerce controls on those items removed from the USML as a result of the President's 1990 decision. Remote sensing satellites are such an item, and this rule specifically provides for their transfer from the USML to the CCL.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/21/96	61 FR 54540
Final Action	06/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James A. Lewis, Director, Office of Strategic Trade and Foreign Policy Control, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-4196  
Fax: 202 482-4094  
Email: JLewis@BXA.Doc.Gov

**RIN:** 0694-AB09

**428. CLARIFICATION OF ENHANCED PROLIFERATION CONTROL INITIATIVE (EPCI) "CATCH-ALL" PROVISION AND VALIDATED LICENSE REQUIREMENTS**

**Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12924; Notice of August 14, 1995 (61 FR 42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule amends the Export Administration Regulations to clarify and make more effective provisions that require exporters and others to submit individual validated license applications if they "know" or are "informed" of certain proliferation activities. These changes are among those directed by the Trade Promotion Coordinating Committee, a 19-member interagency group chaired by the Secretary of Commerce. Specifically, this rule creates categories of items subject to the EPCI licensing requirements.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB10

**429. REVISIONS TO THE EAR: ESTABLISHMENT OF A STANDARD SAVING CLAUSE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 40 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule establishes a standard saving clause (a grace period after the date of imposition of controls within which shipments that are en route to the point of export may be exported under the previously applicable authorization) when a validated license requirement is imposed on items and/or destinations that formerly were eligible for a general license or special license procedure.

**Timetable:**

Action	Date	FR Cite
Final Action	07/00/97	

## DOC—BXA

## Final Rule Stage

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-3355

**RIN:** 0694-AB15

### 430. REVISIONS TO LICENSING POLICY FOR NORTH KOREA

**Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996, (61 FR 42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule further implements the October 21, 1994, U.S.-North Korea Agreed Framework. This is part of the initial steps the United States is taking in response to North Korea's decisions to freeze its nuclear program and facilities and cooperate with the United States and IAEA to verify the freeze and ensure safe storage of spent nuclear fuel.

This rule amends Commerce Department license policy on exports of telecommunications items to support international gateways. Export applications for such projects will be reviewed on a case-by-case basis.

**Timetable:**

Action	Date	FR Cite
Final Action	08/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB19

### 431. ADMINISTRATION OF STATE LOG EXPORTS BAN

**Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC

7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** The rule will provide the Department of Commerce's regulations implementing the ban on the export of unprocessed timber originating from non-Federal public lands in 17 western states, pursuant to the Forest Resource Conservation and Shortage Relief Act of 1990, as amended (FRCSRA). This rule defines the actions the Department will take to implement the State log export ban.

**Timetable:**

Action	Date	FR Cite
ANPRM	06/07/95	60 FR 30030
ANPRM Comment	07/07/95	
Period End		
Final Action	09/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** State, Local

**Agency Contact:** Bernard Kritzer, Manager, Short Supply Programs, Chemical/Biological Control, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-0894  
Fax: 202 482-0751

**RIN:** 0694-AB25

### 432. LIBYA: EXPANSION OF FOREIGN POLICY CONTROLS

**Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7450(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule will bring the licensing policy for Libya into conformance with the licensing policy for Iran and Syria. This rule will not increase the amount of Libyan reexport authorization requests submitted to the Department of Commerce, but will

increase the amount of items falling under the general policies of denial and case-by-case review.

**Timetable:**

Action	Date	FR Cite
Final Action	07/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB28

### 433. CHANGES TO THE COMMERCE CONTROL LIST TO ACCORD WITH THE WASSENAAR ARRANGEMENT ON EXPORT CONTROLS FOR CONVENTIONAL ARMS AND DUAL-USE GOODS AND TECHNOLOGIES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** The United States and 27 allied countries are implementing a new regime to succeed the Coordinating Committee for Multilateral Export Controls (COCOM) which dissolved on March 31, 1994. The new organization, called the Wassenaar Arrangement on Export Controls for Conventional Arms and Dual-Use Goods and Technologies, is expected to implement controls in April 1996. New lists of goods to be controlled have been agreed by the members, who will each have to amend their existing national procedures to harmonize them with the Wassenaar Arrangement. Commerce will need to make extensive changes in the Commerce Control List when the Wassenaar Arrangement dual-use control list becomes effective.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/97	

**Small Entities Affected:** None

## DOC—BXA

## Final Rule Stage

**Government Levels Affected:** None

**Agency Contact:** James A. Lewis,  
Director, Office of Strategic Trade and  
Foreign Policy Controls, Department of  
Commerce, Bureau of Export  
Administration, Washington, DC 20230  
Phone: 202 482-4196  
Fax: 202 482-4094  
Email: JLewis@BXA.DOC.GOV  
**RIN:** 0694-AB35

**434. CHANGES TO THE EXPORT  
ADMINISTRATIVE REGULATIONS TO  
IMPLEMENT THE GUIDELINES AND  
INFORMATION SHARING PROVISIONS  
OF THE WASSENAAR  
ARRANGEMENT ON EXPORT  
CONTROLS FOR CONVENTIONAL  
ARMS AND DUAL-USE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq;  
30 USC 185; 42 USC 6212; 10 USC  
7429; 10 USC 7430(e); 50 USC 1710  
et seq; 22 USC 3201 et seq; 42 USC  
2139(a); 43 USC 1354; 50 USC app  
2401 et seq; 46 USC 466(c); EO 12924;  
Notice of August 14, 1996 (61 FR  
42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** The United States and 27  
allied countries are implementing a  
new regime to replace the Coordinating  
Committee for Multilateral Export  
Controls (COCOM) which dissolved on  
March 31, 1994. The new organization,  
called The Wassenaar Arrangement on  
Export Controls for Conventional Arms  
and Dual-Use Goods and Technologies,  
is expected to implement controls in  
April 1996. Procedural guidelines and  
provisions for sharing information  
between members will have to be  
harmonized in members' national  
regulations. Commerce will need to  
alter the Export Administration  
Regulations to reflect the Wassenaar  
guidelines and information sharing  
provisions agreed on by the members.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James A. Lewis,  
Director, Office of Strategic Trade and  
Foreign Policy Controls, Department of  
Commerce, Bureau of Export  
Administration, Washington, DC 20230

Phone: 202 482-4196

Fax: 202 482-4094

**RIN:** 0694-AB40

**435. CHANGE THE COMMERCE  
CONTROL LIST TO REVISE  
CONTROLS ON COMMUNICATION  
INTERCEPTING DEVICES (EXPORT  
COMMERCE CONTROL NUMBER  
ECCN 5A980)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq;  
30 USC 185; 42 USC 6212; 10 USC  
7429; 10 USC 7430(e); 50 USC 1710  
et seq; 22 USC 3201 et seq; 42 USC  
2139(a); 43 USC 1354; 50 USC app  
2401 et seq; 46 USC 466(c); EO 12924;  
Notice of August 14, 1996 (61 FR  
42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** Individual validated licenses  
are required for the export of all  
communication intercept devices to all  
destinations (including Canada). The  
Export Administration Regulations  
specify that such exports will only be  
issued to: (1) a provider of wire or  
electronic communication service or an  
officer, agent or employee of or person  
under contract with such a provider in  
the normal course of the business of  
providing that wire or electronic  
communication service; or (2) officers,  
agents, or employees of, or person  
under contract with the United States,  
one of the 50 States, or a political  
subdivision thereof, when engaged in  
the normal course of government  
activities. Commerce will need to make  
changes to the Commerce Control List  
and the Export Administration  
Regulations to clarify the requirements  
for issuing export licenses.

**Timetable:**

Action	Date	FR Cite
Final Action	09/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James A. Lewis,  
Director, Office of Strategic Trade and  
Foreign Policy Controls, Department of  
Commerce, Bureau of Export  
Administration, Washington, DC 20230  
Phone: 202 482-4196  
Fax: 202 482-4094  
Email: JLewis@BXA.DOC.GOV  
**RIN:** 0694-AB41

**436. EXPORT REGULATION FOR  
CERTAIN EXPORTS OF BUSINESS  
EQUIPMENT FOR SUPPORT TO THE  
CUBAN PEOPLE**

**Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq;  
30 USC 185; 42 USC 6212; 10 USC  
7429; 10 USC 7430(e); 50 USC 1710  
et seq; 22 USC 3201 et seq; 42 USC  
2139(a); 43 USC 1354; 50 USC app  
2401 et seq; 46 USC 466(c); EO 12924;  
Notice of August 14, 1996 (61 FR  
42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** The President has authorized  
transactions intended to provide  
support for the Cuban people including  
activities of recognized human rights  
and nongovernmental organizations and  
individuals which promote  
independent activity in Cuba. The new  
measures support the President's  
announcement of October 1995  
designed to increase support for the  
Cuban people through a regulation that  
would permit U.S. persons to export  
business related equipment to eligible  
Cuban entities and equipment for the  
establishment of news bureaus. The  
action is consistent with the Cuban  
Democracy Act of 1992. Individual  
license applications will be processed  
consistent with Executive Order 12981  
regarding export licensing procedures  
and timeframes.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James A. Lewis,  
Director, Office of Strategic Trade and  
Foreign Policy Controls, Department of  
Commerce, Bureau of Export  
Administration, Washington, DC 20230  
Phone: 202 482-4196  
Fax: 202 482-4094  
Email: JLewis@BXA.DOC.GOV  
**RIN:** 0694-AB43

**437. CLARIFICATION OF LICENSE  
EXCEPTION GFT (HUMANITARIAN  
DONATIONS)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq;  
30 USC 185; 42 USC 6212; 10 USC  
7429; 10 USC 7430(e); 50 USC 1710

DOC—BXA

Final Rule Stage

et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 740

**Legal Deadline:** None

**Abstract:** This rule amends the Export Administration Regulations by clarifying the terms and conditions of applying to the shipment of humanitarian donations under license exception GFT. This rule provides guidance on the types of donors, end-users, and items that are eligible for this license exception.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB49

**438. • REVISIONS TO EAR AS A RESULT OF THE ADDITION OF BRAZIL AND UKRAINE TO THE NUCLEAR SUPPLIERS GROUP**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2570 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 24091 et seq; 46 USC 466 9e 0; EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** As a result of Brazil and Ukraine being admitted to the Nuclear Suppliers Group (NSG), this rule adds Brazil and Ukraine to Supplement Number 1 to part 740-, Country Group A, Column A:4 (Nuclear Suppliers) and removes Brazil and Ukraine from the Commerce Country Chart, NP Column 1 (Nuclear Nonproliferation). The subscribing governments have agreed to establish export licensing procedures for the transfer of items identified on the Annex to the "Nuclear-Related Dual-Use Equipment, Materials, and

Related Technology List," which is published by the International Atomic Energy Agency and adhered to by the United States and other subscribing governments in the Nuclear Suppliers Group.

This action will lessen the administrative burden on U.S. Exporters by decreasing licensing requirements for exports of items controlled for nuclear nonproliferation reasons to Brazil and Ukraine.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB50

**439. • REVISIONS TO COMMERCE CONTROL LIST: ADDITION OF TECHNOLOGY AND SOFTWARE CONTROLS FOR CERTAIN CRIME CONTROL COMMODITIES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2570 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 14 CFR 799

**Legal Deadline:** None

**Abstract:** The Bureau of Export Administration is amending the Commerce Control List (CCL) of the Export Administration Regulations (15 CFR parts 730 to 774) to add technology and software controls for certain crime control commodities.

**Timetable:**

Action	Date	FR Cite
Final Action	09/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230

Phone: 202 482-2440

Fax: 202 482-3355

**RIN:** 0694-AB53

**440. • REVISIONS AND CLARIFICATIONS TO THE EXPORT ADMINISTRATION REGULATIONS; COMMERCE CONTROL LIST**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12924; Notice of August 14, 1996 (61 FR 425527)R

**CFR Citation:** 15 CFR 774

**Legal Deadline:** None

**Abstract:** The Bureau of Export Administration (BXA) published an interim final rule on March 25, 1996 (61 FR 12714) that restructured and reorganized the Export Administration Regulations (EAR). The interim final rule clarified the language of the EAR and simplified the application and made the export control regulatory regime more user-friendly. BXA now plans to amend the Commerce Control List of the EAR by making certain revisions and clarifications, and in some cases, inserting material inadvertently omitted from the March 25 interim final rule.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB55

**441. • REVISIONS AND CLARIFICATIONS TO THE EXPORT ADMINISTRATION REGULATIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2501 et seq; 30 USC 185; 10 USC 7429; 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912;

DOC—BXA

Final Rule Stage

EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 730 to 799

**Legal Deadline:** None

**Abstract:** The Bureau of Export Administration (BXA) published an interim final rule on March 25, 1996 (61 FR 12714) that restructures and reorganized the Export Administration Regulations (EAR). The interim final rule clarified the language of the EAR and simplified the application and

made the export control regulatory regime more user-friendly. BXA will issue a rule to amend the EAR by making certain revisions and clarifications and, in some cases, inserting material inadvertently omitted from the March 25, 1996, interim final rule.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB56

DEPARTMENT OF COMMERCE (DOC)  
Bureau of Export Administration (BXA)

Long-Term Actions

442. LICENSING OF, AND EXPANSION OF NATIONAL SECURITY AND FOREIGN POLICY CONTROLS ON, RECOVERABLE ENCRYPTION SOFTWARE

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 700 to 799

**Timetable:**

Action	Date	FR Cite
Licensing of Key Escrow Encryption Equipment and Software	12/13/96	61 FR 65460
Encryption Items Transferred From the USMC to the CCC	12/30/96	61 FR 68572
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nancy Crowe  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB47

DEPARTMENT OF COMMERCE (DOC)  
Bureau of Export Administration (BXA)

Completed Actions

443. EXPORTS TO IRAN, SYRIA AND SUDAN; REVISION OF FOREIGN POLICY CONTROL

**Priority:** Other Significant

**CFR Citation:** 15 CFR 771; 15 CFR 785; 15 CFR 799

**Completed:**

Reason	Date	FR Cite
Incorporated Into RIN 0694-AA67	03/25/97	61 FR 12714

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Patricia Muldonian  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AA62

the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 15 CFR 730 to 799

**Completed:**

Reason	Date	FR Cite
Final Action	03/25/96	61 FR 12714

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Patricia Muldonian  
Phone: 202 482-2446  
Fax: 202 482-3355

**RIN:** 0694-AA67

445. IMPLEMENTATION OF THE CUBA DEMOCRACY ACT

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Incorporated Into RIN 0694-AA67	03/25/96	61 FR 12714

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook  
Phone: 202 482-3355

**RIN:** 0694-AA77

446. REVISION TO THE EAR; SUPPLEMENT NO. 2 TO PART 778

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Merged With RIN 0694-AA67	03/25/96	61 FR 12714

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook  
Phone: 202 482-2440

**RIN:** 0694-AB12

444. SIMPLIFICATION OF THE EXPORT ADMINISTRATION REGULATIONS

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in

## DOC—BXA

## Completed Actions

**447. COUNTRIES ELIGIBLE TO RECEIVE SUPERCOMPUTERS UNDER SPECIAL LICENSING PROCEDURES**

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Incorporated Into RIN 0694-AA67	03/25/96	61 FR 12714

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook  
Phone: 202 482-3355

RIN: 0694-AB16

**448. EDITORIAL CLARIFICATION AND CORRECTIONS TO THE EXPORT ADMINISTRATION REGULATIONS; REMOVAL OF ECCN 1C65**

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Incorporated Into RIN 0694-AA67	03/25/96	61 FR 12714

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook  
Phone: 202 482-2440  
Fax: 202 482-3355

RIN: 0694-AB23

**449. PROLIFERATION ENTITY LIST**

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Final Action	02/03/97	62 FR 4910
Final Action Effective	02/03/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook  
Phone: 202 482-2440  
Fax: 202 482-3355

RIN: 0694-AB24

**450. REVISION TO THE EAR: ELAIN ACCEPTS CLASSIFICATION REQUEST**

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Incorporated Into RIN 0694-AA67	03/25/96	61 FR 12714

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook  
Phone: 202 482-3355

RIN: 0694-AB26

**451. REVISION TO GENERAL LICENSE GCG (SHIPMENTS TO AGENCIES OF COOPERATING GOVERNMENTS)**

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 771

**Completed:**

Reason	Date	FR Cite
Incorporated Into RIN 0694-AA67	03/25/96	61 FR 12714

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hillary Hess  
Phone: 202 482-2440  
Fax: 202 482-3355

RIN: 0694-AB34

**452. CHANGE THE COMMERCE CONTROL LIST TO REVISED CONTROLS ON SHOTGUNS (EXPORT COMMERCE CONTROL NUMBER ECCN 0A84C)**

Priority: Other Significant

CFR Citation: 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Withdrawn	01/29/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James A. Lewis  
Phone: 202 482-4196  
Fax: 202 482-4094  
Email: JLewis@BXA.DOC.GOV

RIN: 0694-AB42

**453. FURTHER EXPANSION OF GENERAL LICENSE GLX**

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 730 to 799

**Completed:**

Reason	Date	FR Cite
Incorporated Into RIN 0694-AB35	04/01/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Crowe  
Phone: 202 482-2440  
Fax: 202 482-3355

RIN: 0694-AB45

**454. REVISIONS TO THE COMMERCE CONTROL LIST: EXPORT OF MIXTURES CONTAINING TRACE QUANTITIES OF PRECURSOR CHEMICALS**

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Final Action	02/12/97	62 FR 6687
Final Action Effective	02/12/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Crowe  
Phone: 202 482-2440  
Fax: 202 482-3355

RIN: 0694-AB46

**455. INCORPORATION OF THE WASSENAAR ARRANGEMENT INTO CATEGORY 2 OF THE COMMERCE CONTROL LIST; EXPANSION OF LICENSE EXCEPTION CIV**

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 774

**Completed:**

Reason	Date	FR Cite
Incorporated Into RIN 0694-AB35	04/01/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hillary Hess  
Phone: 202 482-2440  
Fax: 202 482-3355

RIN: 0694-AB48

**456. • REVISION TO EAR LICENSE EXCEPTIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2570 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(e); EO 12924; Notice of August 14, 1996 (61 FR 42527)

## DOC—BXA

## Completed Actions

**CFR Citation:** 15 CFR 730 to 799

**Legal Deadline:** None

**Abstract:** This final rule revises the Export Administration Regulations by reorganizing those License Exceptions that are referenced on the Commerce Control List such as shipments of limited value (LVS), shipments to group B countries (GBS), civil end-users (CIV), technology and software under restriction (TSR), and computers (CTP). These License Exceptions had been bundled together in a single section, bearing a group symbol to be used for export clearance purposes. This rule splits the list-based License Exceptions into separate sections, each with its own clearance symbol. This rule makes conforming changes throughout the EAR. Finally, this rule makes corrections and clarifications to certain sections of the EAR affected by the changes to the License Exceptions.

**Timetable:**

Action	Date	FR Cite
Final Action	12/04/96	61 FR 64272
Final Action Effective	12/04/96	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB51

**457. • REVISIONS TO EAR AS RESULT OF ADDITION OF REPUBLIC OF SOUTH KOREA TO AUSTRALIA GROUP MEMBERSHIP**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2570 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710

et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(e); EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 730 to 799

**Legal Deadline:** None

**Abstract:** This rule amends the Export Administration Regulations to reflect South Korea's membership in the Australia Group. In addition, this rule makes a clarification to the exemption for sample shipments in ECCN 1C350 and a correction to Supplement No. 1 to part 738 in CB column 3 (Chemical and Biological Weapons), by removing the license from Romania and South Africa that was inadvertently included in previous regulations.

This action will lessen the administrative burden on U.S. exporters by decreasing license application requirements for exports of items controlled for CB reasons to South Korea, Romania, and South Africa.

**Timetable:**

Action	Date	FR Cite
Final Action	02/12/97	62 FR 6682
Final Action Effective	02/12/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB52

**458. • REVISION TO THE EAR; COMPUTER REVISION**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC

7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 14, 1996 (61 FR 42527)

**CFR Citation:** 15 CFR 730 to 799

**Legal Deadline:** None

**Abstract:** On March 25, 1996, the Bureau of Export Administration (BXA) published an interim final rule (61 FR 12714) that restructured and reorganized the Export Administration Regulations (EAR). The interim final rule clarified the language of the EAR and simplified the application and made the export control regulatory regime more user-friendly. This rule amends the EAR by making certain revisions and clarifications and in some cases, inserts material inadvertently omitted from the March 25 interim final rule for the export and reexport of computers as described in the Commerce Control List and described by License Exception CTP. Among other revisions, this rule provides that "No License Required" (NLR) applies to the export and reexport of digital computers with a CTP of 2,000 Mtops or less, except to embargoed or terrorist-supporting destinations.

**Timetable:**

Action	Date	FR Cite
Final Action	12/23/96	61 FR 67448

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230  
Phone: 202 482-2440  
Fax: 202 482-3355

**RIN:** 0694-AB54

DEPARTMENT OF COMMERCE (DOC)

Prerule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE

Fax: 301 589-2686  
RIN: 0648-AJ77

**459. • FISHERIES OBLIGATION GUARANTEE PROGRAM - STATUTORY AMENDMENTS TO ESTABLISH "CENTRAL TITLE AND LIEN REGISTRY FOR LIMITED ACCESS PERMITS"**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 46 USC 1271 to 1279

**CFR Citation:** 50 CFR 253; 50 CFR 600

**Legal Deadline:** None

**Abstract:** Advance Notice of Proposed Rulemaking and Request for Comments regarding establishment of a central title and lien registry as required by the Magnuson-Stevens Fishery Conservation and Management Act.

**Timetable:**

Action	Date	FR Cite
ANPRM	04/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Charles L. Cooper, Program Leader, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2396

**460. • JOINT DRAFT POLICY FOR SAFE HARBOR AND CANDIDATE SPECIES CONSERVATION (CSC) AGREEMENTS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq

**CFR Citation:** 50 CFR 223

**Legal Deadline:** None

**Abstract:** The National Marine Fisheries Service and the Fish and Wildlife Service will be jointly proposing these policies, which would allow non-federal landowners to obtain ESA section 10(a)(1)(A) enhancement of survival permits associated with a Safe Harbor or CSC Agreements. The Agreements would be between NMFS and/or FWS and non-Federal landowners to provide a net conservation benefit to endangered, threatened, candidate, proposed, and other unlisted species. After terms of the Agreement are completed, the enrolled lands could be returned to the baseline or agreed upon conditions through incidental taking authorized in the permit. These enhancement permits will provide non-Federal landowners, who undertake voluntary conservation activities agreed to in the agreements, assurances that future land use will not be restricted as a result of their conservation efforts. The enhancement

of survival permits would authorize the incidental taking in performing management actions to achieve the net conservation benefit as well as incidental take authorized to return the land to target conditions upon the completion of all the management action. Participating landowners will derive regulatory certainty, because the ESA will not prohibit them from returning their land to original or agreed upon conditions once the Agreement is fulfilled. The Agreements encourage beneficial land-use, which helps imperiled species. The FWS have their own permit regulations and have made a similar request under EO12866, their request number is RIN 108-AD95.

**Timetable:**

Action	Date	FR Cite
ANPRM	04/01/97	

**Small Entities Affected:** Businesses, Governmental Jurisdictions, Organizations

**Government Levels Affected:** State, Local, Tribal, Federal

**Agency Contact:** Eric Ostrovsky, Marine Management Specialist, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-1401  
Fax: 301 713-0376

**RIN:** 0648-AJ54

DEPARTMENT OF COMMERCE (DOC)

Proposed Rule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment	05/00/97	
Period End		
Final Action	07/00/97	
Final Action Effective	08/00/97	

**461. SECRETARIAL AMENDMENT TO THE FMP FOR ATLANTIC SWORDFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 630

**Legal Deadline:** NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after beginning of review.

**Abstract:** FMP Amendment to reduce overfishing by placing a moratorium on issuance of new permits and developing a limited entry system of management.

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2334

**RIN:** 0648-AE09

**462. AMENDMENT 10 TO THE FISHERY MANAGEMENT PLAN FOR THE ATLANTIC SURF CLAM AND OCEAN QUAHOG FISHERIES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** NPRM, Statutory. NPRM 15 days from date amendment review begins and council is sent copy for comments.

**Abstract:** This amendment would manage the fishery for mahogany clams

## DOC—NOAA

## Proposed Rule Stage

(ocean quahogs) off a portion of the coast of Maine, in the EEZ.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	07/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Dr. Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

**RIN:** 0648-AF41

**463. FISHERY MANAGEMENT PLAN FOR TILEFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after receipt from a regional fishery management council.

**Abstract:** This FMP would manage tilefish (*Lopholatilus chamaeleonticeps*) in the EEZ along the Atlantic Coast north of the Virginia/North Carolina border to rebuild the stock.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	
NPRM Comment Period End	08/00/97	
Final Action	10/00/97	
Final Action Effective	11/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Dr. Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9300

**RIN:** 0648-AF87

**464. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC BILLFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 644

**Legal Deadline:** NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after beginning of review.

**Abstract:** This amendment will define overfishing for Atlantic billfish, clarify the plan objectives and the definition of optimum yield, and implement regulatory changes to reduce fishing mortality.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	07/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-7334

**RIN:** 0648-AF88

**465. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR COASTAL MIGRATORY PELAGIC RESOURCES OF THE GULF OF MEXICO AND SOUTH ATLANTIC (FMP)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** Amendment 8 would: Establish a 5-year moratorium on issuing new commercial permits for the king mackerel fishery (Gulf of Mexico and South Atlantic exclusive economic zone); revise the FMP framework rulemaking procedure to change overfishing and optimum yield definitions, the type of measures that

can be modified, and other changes; specify allowable gear for Atlantic group king and Spanish mackerel and other FMP-managed species and restrict incidental catches by non-conforming gear to applicable bag limits; extend the northern limit of the cobia management area to the New York/Connecticut boundary; change the eligibility and transfer requirements for commercial mackerel fishery permits; establish commercial fishery trip limits for Atlantic group king mackerel; and give the South Atlantic Fishery Management Council authority to recommend annual management measures for Gulf group king mackerel in the November-March fishery off Florida's east coast.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

**RIN:** 0648-AG25

**466. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** Amendment 8 would: Limit permit holders to those vessel owners who can demonstrate landings of at least 1,000 pounds of snapper-grouper species in 2 of the 3 years - 1993, 1994, and 1995, and have held a valid snapper-grouper permit for those years; control fishing effort by establishing trip limits for identified sub-unit

DOC—NOAA

Proposed Rule Stage

groups of species within the management unit of the Fishery Management Plan for Snapper-Grouper Fishery of the South Atlantic Region (FMP); redefine the FMP's definition of overfishing and optimum yield; revise minimum size limits and reduce bag limits for red porgy, vermilion snapper, gag, black sea bass, and amberjack; designate a black sea bass Special Management Zone; require escape vents and escape panels with degradable fasteners in black sea bass pots; establish measures for greater amberjack that would extend the April closure throughout the South Atlantic exclusive economic zone (EEZ) and prohibit sale during April, implement a commercial quota and trip limit, change the start of the fishing year from January 1 to July 1, and prohibit coring; establish effective January 1, 1998, an annual commercial quota for vermilion snapper; prohibit all harvest of gag January through March; require logbook reporting by the 10th of the month following the month of activity; establish a zone in the South Atlantic EEZ through which vessels carrying fish traps could transit if they have valid Gulf reef fish permits and fish trap endorsements; restrict vessels with bottom longline gear on board to possessing only snowy grouper, warsaw grouper, yellowedge grouper, misty grouper, golden tilefish, blueline tilefish, and sand tilefish; allow use of one bait net per boat, up to 50 feet long by 10 feet high with a stretched mesh size of 1.5 inches or smaller; also, allow possession and use of cast nets for catching bait; allow possession of fish (whole or fillets) caught in Bahamian waters while the vessel transits the EEZ provided that valid Bahamian fishing and cruising permits are on board; and establish an aggregate snapper-grouper recreational bag limit of 20-25 fish inclusive of all species in the snapper-grouper fishery management unit.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	07/00/97	
Final Action Effective	08/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

**RIN:** 0648-AG27

**467. REGULATORY AMENDMENT TO ESTABLISH A CERTIFICATION PROGRAM FOR AT-SEA SCALES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 679

**Legal Deadline:** None

**Abstract:** Regulatory amendment to establish requirements for testing and certifying scales used by processor vessels to comply with requirements to weigh catch at sea.

**Timetable:**

Action	Date	FR Cite
ANPRM	02/20/96	61 FR 6337
ANPRM Comment Period End	03/21/96	
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	12/00/97	
Final Action Effective	12/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
Phone: 907 586-7228

**RIN:** 0648-AG32

**468. GENERAL PROVISIONS FOR DOMESTIC FISHERIES—STANDARD DEFINITIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 600

**Legal Deadline:** None

**Abstract:** This action would standardize definitions for: vessels-for-hire engaged in recreational fishing (VHERF), charter boat, headboat; and marine recreational and commercial fishing and fishermen.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	07/00/97	
Final Action	08/00/97	
Final Action Effective	09/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Richard H. Schaefer, Chief, Staff Office for Intergovernmental and Recreational Fisheries Affairs, Department of Commerce, National Oceanic and Atmospheric Administration, 8484 Georgia Avenue Suite 425, Silver Spring, MD 20910  
Phone: 301 427-2014  
Fax: 301 427-2313  
Department of Commerce, National Oceanic and Atmospheric Administration  
Phone: 301 713-2339

**RIN:** 0648-AG46

**469. REGULATORY AMENDMENT TO IMPOSE RESTRICTIONS ON FISHING BLACK ROCKFISH OFF OREGON**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** This regulatory action would impose trip limits and time/area closures on black rockfish fishing off the coast of Oregon in order to preserve declining stocks of black rockfish. Restrictions on harvest and areas fished would adversely affect fishermen in the short term, but these measures are designed to protect black rockfish and encourage the rebuilding of stocks in the long term. These measures will be developed by the State of Oregon and complement measures in state waters.

**Timetable:**

Action	Date	FR Cite
NPRM	11/00/97	
NPRM Comment Period End	12/00/97	
Final Action	02/00/98	
Final Action Effective	03/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of

## DOC—NOAA

## Proposed Rule Stage

Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070  
Phone: 206 526-6150  
RIN: 0648-AG81

#### 470. REGULATORY AMENDMENT FOR MANAGING PELAGIC FISHERIES BY U.S. VESSELS BEYOND EEZ THROUGHOUT PACIFIC

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** This regulatory amendment would extend permit, reporting, and observer placement requirements on longline vessels of the U.S. that are fishing stocks in the management unit for the Fishery Management Plan for Pelagic Fisheries of the Western Pacific Region beyond the exclusive economic zone in the Pacific Ocean. The rule is necessary for comprehensive monitoring of all vessels fishing common stocks and possibly affecting the status of the shared stocks, other fishery interests, or protected resources so that the need for conservation and management measures can be determined.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/97	
NPRM Comment Period End	10/00/97	
Final Action	11/00/97	
Final Action Effective	01/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90804-4213  
Phone: 310 980-4001

RIN: 0648-AG85

#### 471. AMENDMENT 3 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH FISHERY OF PUERTO RICO AND THE U.S. VIRGIN ISLANDS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** Amendment 3 would: Revise the overfishing definition for red hind to ensure better conservation of this highly utilized resource and restrict the use of gillnets in the exclusive economic zone of the Caribbean.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/97	
NPRM Comment Period End	10/00/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

RIN: 0648-AG87

#### 472. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR CORALS AND REEF-ASSOCIATED PLANTS AND INVERTEBRATES FOR PUERTO RICO AND THE U.S. VIRGIN ISLANDS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** Amendment 1 would establish marine conservation districts to conserve representative reef areas and fishery habitat in the exclusive economic zone of the Caribbean.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	
NPRM Comment Period End	09/00/97	
Final Action	11/00/97	
Final Action Effective	12/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

RIN: 0648-AG88

#### 473. REGULATORY AMENDMENT TO FACILITATE MONITORING AND ENFORCEMENT IN THE PACIFIC COAST GROUND FISH FISHERY

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** This action would implement new regulatory provisions and modify existing regulatory provisions to facilitate monitoring of fishing activities and enforcement in the Pacific Coast groundfish fishery. This includes requiring that all groundfish species caught be sorted and copies of fish tickets be kept on board the vessel.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	
NPRM Comment Period End	08/00/97	
Final Action	10/00/97	
Final Action Effective	11/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070  
Phone: 206 526-6150

RIN: 0648-AH21

#### 474. AMENDMENT 7 TO THE FISHERY MANAGEMENT PLAN FOR AMERICAN LOBSTER

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 649

DOC—NOAA

Proposed Rule Stage

**Legal Deadline:** None

**Abstract:** This amendment is designed to address overfishing of American lobster in four different effort management areas for this species. Measures may include effort control provisions such as trip limit-sea allocations or gear restrictions.

**Timetable:**

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

**RIN:** 0648-AH41

**475. AMENDMENT 9 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE GULF OF MEXICO**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** Amendment 9 would address the issue of the incidental catch (bycatch) of fish, particularly red snapper, in shrimp trawls. Management measures being considered include: requiring the use of NMFS-approved bycatch reduction devices (BRDs) in the shrimp trawls in the exclusive economic zone (EEZ) of the Gulf of Mexico within the 110-fathom contour; requiring the use of NMFS-approved BRDs in shrimp trawls in specified areas of the Gulf of Mexico EEZ; criteria for NMFS approval of BRDs, including specifications for exclusion of bycatch and retention of shrimp; and seasonal and area restrictions to reduce bycatch.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	

Action	Date	FR Cite
NPRM Comment Period End	05/00/97	
Final Action	05/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

**RIN:** 0648-AH52

**476. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC BLUEFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** This amendment would revise the management of the fishery and include measures which will be specified annually for commercial quotas and recreational possession limits for Atlantic Bluefish in the U.S. EEZ.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	
NPRM Comment Period End	08/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Dr. Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

**RIN:** 0648-AH63

**477. FMP AMENDMENT 36 FOR THE GROUND FISH FISHERY OF THE BSAI AND FMP AMENDMENT 39 FOR THE GROUND FISH OF THE GOA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 679

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of end of NPRM comment period.

**Abstract:** These amendments delete osmerid and other forage species from the "other species" category. Osmerid species would either be established as a separate total allowable catch category or established as a prohibited species. The intent of this action is to prevent the development of a commercial fishery on important forage fish.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	06/00/97	
Final Action	08/00/97	
Final Action Effective	09/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
Phone: 907 586-7228

**RIN:** 0648-AH67

**478. REGULATORY AMENDMENT REQUIRING LONGLINE VESSEL OPERATORS IN THE WESTERN PACIFIC PELAGIC FISHERIES TO CARRY OBSERVERS AT NO COST TO U.S. GOVERNMENT**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** The current NMFS-funded longline fishery observer program would be replaced by an industry-funded program. NMFS would certify third-party providers of observer services, and vessel owners would contract with these third parties for observer services when advised that an observer must be carried by the vessel. An Observer Plan prepared by NMFS would establish the roles and relationships of NMFS, observer providers, and vessel owners.

## DOC—NOAA

## Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	08/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Businesses**Government Levels Affected:** None**Analysis:** Regulatory Flexibility Analysis**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213

Phone: 310 980-4001

RIN: 0648-AI31

**479. AMENDMENT 7 TO THE ATLANTIC SEA SCALLOP FISHERY MANAGEMENT PLAN****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** None**Abstract:** Fishing effort for this fishery would be further consolidated through either individual transferable quotas or days at sea.**Timetable:**

Action	Date	FR Cite
NPRM	08/00/97	
NPRM Comment Period End	09/00/97	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

RIN: 0648-AI36

**480. REGULATORY AMENDMENT TO ADJUST THE ANNUAL TOTAL ALLOWABLE CATCH FOR ROYAL RED SHRIMP IN THE GULF OF MEXICO****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 622**Legal Deadline:** NPRM, Statutory.

Final, Statutory.

Final regulations to be published at the end of the comment period on the proposed rule.

**Abstract:** This regulatory amendment, prepared under the framework rulemaking procedure of the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico (FMP), would amend the regulations implementing the FMP to temporarily increase the total allowable catch (TAC) for royal red shrimp by 30 percent each year for two years, thereby increasing TAC from 392,000 pounds to 509,600 pounds.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	06/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

RIN: 0648-AI39

**481. REGULATORY AMENDMENT TO REQUIRE ELECTRONIC SUBMISSION BY ALASKA GROUND FISH PROCESSORS OF WEEKLY PRODUCTION REPORTS AND CHECK IN/OUT REPORTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679**Legal Deadline:** None**Abstract:** Regulatory amendment to require electronic submission of catch and processing location reports by processors participating in the Alaska groundfish fisheries. The extent of this action is to obtain more timely data on inseason fishing activities at less burden and cost to the industry and NMFS.**Timetable:**

Action	Date	FR Cite
NPRM	08/00/97	
NPRM Comment Period End	10/00/97	
Final Action Effective	11/00/97	
Begin Review	01/00/98	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
Phone: 907 586-7228

RIN: 0648-AI66

**482. FISHERY MANAGEMENT PLAN FOR THE ATLANTIC HERRING FISHERY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 600**Legal Deadline:** None**Abstract:** This fishery management plan would supersede the preliminary management plan and regulate fishing activity in the EEZ.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	07/00/97	

**Small Entities Affected:** Undetermined**Government Levels Affected:** None**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

RIN: 0648-AI78

**483. PACIFIC WHITING ALLOCATION AMONG NON-TRIBAL SECTORS AND SEASONAL FRAMEWORK****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660**Legal Deadline:** None**Abstract:** The current 3-year allocation for Pacific whiting was effective 1994-

## DOC—NOAA

## Proposed Rule Stage

1996. A new allocation for 1997 and beyond will allocate the resource among non-tribal sectors and provide for processing fish waste at sea outside the main season.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070  
Phone: 206 526-6150

**RIN:** 0648-AI80

#### 484. AMENDMENT 12 TO FMP FOR SALMON FISHERIES OFF THE COASTS OF WASHINGTON, OREGON, AND CALIFORNIA

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** This amendment would allow retention of salmon bycatch in trawl fisheries for monitoring purposes, establish management objectives for species listed under the Endangered Species Act consistent with immediate conservation needs and long-term recovery of the species, and update the FMP with no change in management objectives.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	08/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Businesses, Governmental Jurisdictions, Organizations

**Government Levels Affected:** State, Tribal, Federal

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600

Sand Point Way NE., BIN C15700 Bldg. 1, Seattle, WA 98115-0070  
Phone: 206 526-6150

**RIN:** 0648-AI82

#### 485. REGULATORY AMENDMENT TO REVISE THE PRODUCT RECOVERY RATE REGULATIONS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 679

**Legal Deadline:** None

**Abstract:** Regulatory amendment to implement new product codes for certain species for conversion of product weight to round weight for groundfish fisheries off of Alaska.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
Phone: 907 586-7228

**RIN:** 0648-AI87

#### 486. PROPOSED RULE TO IMPLEMENT REPORTING AND RECORDKEEPING REQUIREMENTS UNDER THE HIGH SEAS FISHING COMPLIANCE ACT OF 1995

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 5501

**CFR Citation:** 50 CFR 300

**Legal Deadline:** None

**Abstract:** This action will implement a system of recordkeeping and reporting for U.S. vessels licensed to fish on the high seas.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Gary Matlock, Director, Office of Sustainable Fisheries, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, Md. 20910

Phone: 301 713-2334

Fax: 301 713-0596

**RIN:** 0648-AI99

#### 487. REGULATORY AMENDMENT TO LIMITED ACCESS MANAGEMENT OF FEDERAL FISHERIES IN AND OFF OF ALASKA

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 679

**Legal Deadline:** None

**Abstract:** Regulatory amendment to clarify certain Individual Fishing Quota program provisions. Technical clarification of official weight of fish at landing, overages/underages; weighing of fish at time of landing; and establish standard allowance for deducting weight of ice and slime.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
Phone: 907 586-7228

**RIN:** 0648-AJ00

#### 488. OPTIONS FOR ANGLING CATEGORY SEASON FOR THE ATLANTIC SEASON FOR THE ATLANTIC BLUEFIN TUNA FISHERIES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 971 et seq; 16 USC 1601 et seq

**CFR Citation:** 50 CFR 630

**Legal Deadline:** None

## DOC—NOAA

## Proposed Rule Stage

**Abstract:** Adjusts regulations to provide for an equitable distribution of the Angling category quota for bluefin tuna. Prohibit the retention of ABT less than 73" by General category vessels. Require logbooks for General category vessels. Prohibit all fishing by persons aboard General category vessels on restricted-fishing days. Prohibit use of Spotter aircraft except in purse seine fisheries.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Hgwy, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ04

#### 489. FISHERY DATA REPORTING FOR WESTERN PACIFIC PELAGIC FISHERIES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** This action will ensure collection and availability of data on catch, effort, and economic values needed to develop, implement, evaluate, and modify pelagic fisheries management measures under the Magnuson-Stevens Fishery Conservation and Management Act. The regulations will require fishery participants to report to NMFS if existing state data systems are not providing data when, where, and in the format needed for management decisions.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	08/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Boulevard, Suite 4200, Long Beach, CA 90802  
Phone: 310 980-4001

**RIN:** 0648-AJ08

#### 490. REGULATORY AMENDMENT TO ESTABLISH TOTAL ALLOWABLE CATCH LIMITS FOR THE ATLANTIC AND GULF OF MEXICO GROUPS OF KING AND SPANISH MACKEREL FOR THE 1997-98 FISHING YEAR

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** This regulatory amendment, prepared under the framework rulemaking procedure of the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic (FMP), would amend the regulations implementing the FMP to establish the total allowable catch limits for Atlantic and Gulf groups of king and Spanish mackerel for the 1997-98 fishing year.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	
NPRM Comment Period End	08/00/97	
Final Action	09/00/97	
Final Action Effective	11/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

**RIN:** 0648-AJ12

#### 491. REGULATORY AMENDMENT TO ADJUST REEF FISH MANAGEMENT MEASURES TO THE GULF OF MEXICO FOR THE 1997 SEASON

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the public comment period on the proposed rule.

**Abstract:** This regulatory amendment prepared under the framework procedure of the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico, (FMP) for establishing annual total allowable catch (TAC) and related management measures in support of achieving the TAC would modify the current regulations implementing the FMP to: Provide that the second part of the 1997 commercial red snapper season (for harvesting the second part of the annual quota) will open at noon on September 2 and close at noon on September 15 (assuming that the second part of the quota has not been taken earlier)--thereafter, the commercial red snapper fishery would open at noon on the first day of each month and close at noon on the fifteenth day of each month or close whenever the second part of the 1997 commercial red snapper quota is taken; as required by the Magnuson-Stevens Fishery Conservation and Management Act (section 407(d)), establish a red snapper recreational fishery quota, changing the current recreational allocation (unenforced through fishery closures) and authorize the Reginal Administrator to close the recreational fishery in Federal waters (reduce the recreational bag limit to zero) at such time necessary to prevent the recreational quota from being exceeded; and maintain the 1997 red snapper TAC at 9.12 million pounds as currently provided for by the FMP.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	06/00/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

DOC—NOAA

Proposed Rule Stage

**Agency Contact:** Andrew Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

**RIN:** 0648-AJ13

**492. AMENDMENT 15 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** Amendment 15 proposes a comprehensive limited access system for the commercial red snapper fishery in the Gulf of Mexico to begin with the 1998 season.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	07/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

**RIN:** 0648-AJ14

**493. WEAKFISH REGULATIONS FOR THE EXCLUSIVE ECONOMIC ZONE (EEZ)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 5101 et seq

**CFR Citation:** 50 CFR 697

**Legal Deadline:** None

**Abstract:** This action would implement regulations in the EEZ off the Atlantic

coast to control the harvest of weakfish and support the implementation of a coastal fisheries management plan for the species, which was developed and implemented by the Atlantic States Marine Fisheries Commission.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	04/00/97	
Final Action	06/01/97	
Final Action Effective	07/01/97	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Additional Information:** The weakfish stock along the Atlantic coast is in serious decline. State actions to reduce fishing on the species are being implemented through the Atlantic States Marine Fisheries Commission (ASMFC). Federal action is needed to support ASMFC.

**Agency Contact:** Richard H. Schaefer, Chief, Staff Office for Intergovernmental and Recreational Fisheries Affairs, Department of Commerce, National Oceanic and Atmospheric Administration, 8484 Georgia Avenue Suite 425, Silver Spring, MD 20910  
Phone: 301 427-2014  
Fax: 301 427-2313

**RIN:** 0648-AJ15

**494. AMENDMENT 11 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO - RESUBMITTED MEASURES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** The Gulf of Mexico Fishery Management Council will revise a measure of Amendment 11 previously disapproved by the National Marine Fisheries Service. The revised and resubmitted measure would revise the definition for optimum yield for each management species.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	

Action	Date	FR Cite
NPRM Comment Period End	05/00/97	
Final Action	07/00/97	
Final Action Effective	08/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Additional Information:** This action was part of RIN 0648-AG29. It was split from this RIN and assigned a new RIN to better allow display of the full information required for each separate regulatory action.

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

**RIN:** 0648-AJ16

**495. REGULATORY AMENDMENT TO IMPLEMENT 1997 NONTRAWL SABLEFISH HARVEST REGIME**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** Adoption of management regime to replace the derby fishery.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	07/00/97	
Final Action Effective	08/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** Federal

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070  
Phone: 206 526-6150

**RIN:** 0648-AJ19

**496. REGULATORY AMENDMENT TO RESTRICT PACIFIC GROUND FISH LIMITED ENTRY PERMIT TRANSFERS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

## DOC—NOAA

## Proposed Rule Stage

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** This regulatory amendment would impose restrictions on transferring limited entry permits in the Pacific Coast groundfish fishery.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	07/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** Federal

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700 Bldg. 1, Seattle, WA 98115-0070  
Phone: 206 526-6150

**RIN:** 0648-AJ20

**497. REGULATORY AMENDMENT TO EXTEND CALIFORNIA GILLNET REGULATIONS TO THE EEZ**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** Potential extension to Federal waters of California regulations closing certain areas to use of set (gill) nets.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	06/00/97	
Final Action	08/00/97	
Final Action Effective	09/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** State, Federal

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN, C15700 Bldg. 1, Seattle, WA 48115-0070  
Phone: 206 526-6150

**RIN:** 0648-AJ21

**498. AMENDMENT 10 TO THE PACIFIC COAST GROUND FISH FMP REGARDING SALMON BYCATCH IN GROUND FISH TRAWL**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Pacific Fishery Management Council

**Abstract:** Regulations implementing Amendment 10 to the Pacific Coast Groundfish FMP would require retention, landing, and reporting of salmon caught in whiting and other groundfish trawl fisheries.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	07/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** Federal

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-070  
Phone: 206 526-6150

**RIN:** 0648-AJ22

**499. AMENDMENT 9 TO THE PACIFIC COAST GROUND FISH FMP TO REQUIRE ENDORSEMENTS IN THE SABLEFISH FISHERY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Pacific Fishery Management Council

**Abstract:** Regulations implementing Amendment 9 would require limited entry longline and fish pot vessels to hold a sablefish endorsement to participate in the primary sablefish fishery north of the Conception Management Area.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	04/00/97	
Final Action	05/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** Federal

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070  
Phone: 206 526-6150

**RIN:** 0648-AJ23

**500. • GUIDELINES FOR THE DESCRIPTION, IDENTIFICATION, CONSERVATION, AND ENHANCEMENT OF ESSENTIAL FISH HABITAT**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 600

**Legal Deadline:** Final, Statutory, April 11, 1997.

**Abstract:** Guidelines to assist Fishery Management Councils in the description and identification of essential fish habitat (EFH), including adverse impacts on EFH, and in the consideration of actions to conserve and enhance EFH, in fishery management plans.

**Timetable:**

Action	Date	FR Cite
ANPRM	11/08/96	61 FR 57843
ANPRM Comment Period End	12/09/96	
Second ANPRM	01/09/97	62 FR 1306
Second ANPRM Comment Period End	02/12/97	
NPRM	04/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** James P. Burgess, Acting Director, Office of Habitat Conservation, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910-3282  
Phone: 301 713-2325

DOC—NOAA

Proposed Rule Stage

Fax: 301 713-1043  
 Email: James.Burgess@NOAA.GOV  
 RIN: 0648-AJ30

**501. • AMENDMENT 49 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BSAI**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679  
**Legal Deadline:** None

**Abstract:** Implement an improved retention and utilization plan.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
 Phone: 907 586-7228  
 RIN: 0648-AJ36

**502. • IMPLEMENTATION OF USE OF INTERACTIVE VOICE RESPONSE (IVR) SYSTEM TO MONITOR COMMERCIAL LANDINGS OF QUOTA MANAGED SPECIES ON WEEKLY BASIS**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 648  
**Legal Deadline:** None

**Abstract:** This action would implement an interactive voice response system to monitor dealer purchases of quota-managed species.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and

Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
 Phone: 508 281-9200  
 RIN: 0648-AJ37

**503. • IMPLEMENTATION OF MEASURES TO AVOID SEA BIRDS IN THE ALASKA LONGLINE GROUND FISH FISHERY**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679  
**Legal Deadline:** None

**Abstract:** Require gear modifications, seabird avoidance device, or change in fishing methods designed to reduce the incidental mortality of seabirds in the directed groundfish fisheries in the Gulf of Alaska and Bering Sea and Aleutian Islands by the longline fleet.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
 Phone: 907 586-7228  
 RIN: 0648-AJ39

**504. • AMENDMENT 40 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679  
**Legal Deadline:** NPRM, Statutory.

Final regulations to be published within 30 days of the end of the comment period of the proposed rule.

**Abstract:** This amendment would establish prohibited species catch limits for snow crab (*Chionoecetes opilio*).

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	

Action	Date	FR Cite
NPRM Comment Period End	06/00/97	
Final Action	07/00/97	
Final Action Effective	08/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
 Phone: 907 586-7228

RIN: 0648-AJ45

**505. • REGULATORY AMENDMENT TO ESTABLISH A PROGRAM FOR THE COLLECTION AND USE OF FEES IN THE INDIVIDUAL FISHING QUOTA AND COMMUNITY DEVELOPMENT QUOTA PROGRAMS**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679

**Legal Deadline:** None

**Abstract:** This regulatory amendment would establish a program for the collection and use, including the procedures, of fees in the Individual Fishing Quota (IFQ) and Community Development Quota (CDQ) Programs. The collection of fees would recover the costs of managing and enforcing IFQ and CDQ programs.

**Timetable:**

Action	Date	FR Cite
NPRM	11/00/97	
NPRM Comment Period End	12/00/97	
Final Action	01/00/98	
Final Action Effective	02/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
 Phone: 907 586-7228

RIN: 0648-AJ52

## DOC—NOAA

## Proposed Rule Stage

**506. • ADJUSTMENT OF AREA CLOSURE FOR NORTHWESTERN HAWAIIAN ISLANDS (NWHI) LOBSTER FISHERY FOR VESSELS WITH VESSEL MONITORING SYSTEM EQUIPMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660**Legal Deadline:** None

**Abstract:** This action will allow vessels equipped with vessel monitoring system equipment to be closer to fishing grounds before the season opens and thus improve the economics of their performance. VMS units allow NMFS enforcement of the prohibition of fishing prior to the season opening.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Undetermined**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802  
Phone: 310 980-4001

**RIN:** 0648-AJ57**507. • MAGNUSON-STEVENS ACT PROVISIONS; NATIONAL STANDARDS GUIDELINES****Priority:** Info./Admin./Other**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 600**Legal Deadline:** None

**Abstract:** NMFS implements guidelines to national standards 1, 2, and 4, and adds new national standards 8, 9, and 10, as required by the Sustainable Fisheries Act. The national standards apply to fishery management plans and amendments developed by the Regional Fishery Management Councils under authority of the Magnuson-Stevens Act.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	

Action	Date	FR Cite
NPRM Comment Period End	09/00/97	
Final Action	10/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** None**Government Levels Affected:** Federal

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ58**508. • MAGNUSON-STEVENS ACT PROVISIONS; FOREIGN FISHING VESSELS IN INTERNAL WATERS****Priority:** Info./Admin./Other**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 600**Legal Deadline:** None

**Abstract:** NMFS implements new reporting requirements for foreign fishing vessels in internal waters of the United States, as required by the Sustainable Fisheries Act.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	08/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** None**Government Levels Affected:** Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ59**509. • IMPLEMENTATION OF PACIFIC INSULAR AREA FISHING AGREEMENT PROVISIONS OF THE MAGNUSON-STEVENS ACT****Priority:** Info./Admin./Other**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 600**Legal Deadline:** None

**Abstract:** This rule would implement provisions of the Sustainable Fisheries Act that authorize the Secretary of State to negotiate Pacific Insular Areas Fishing Agreements under which foreign vessels could have access to portions of the U.S. Exclusive Economic Zone around insular "States" such as Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands, or around U.S. Possessions in the Pacific. Fees paid to the U.S. for such access would revert to the government of the insular area around which the fishing occurred. PIAFAs could only be entered into with the agreement of the Governor of the relevant insular area. Conservation plans, which must be prepared in consultation with the Western Pacific Fishery Management Council and must be consistent with relevant fishery management plans, would specify such things as allowable levels of fishing and activities for which funds collected would be spent. Foreign fishing permits would specify conditions and restrictions governing foreign vessel activities. The rule would provide guidance concerning Conservation Plan contents and processes for approval.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/97	
NPRM Comment Period End	11/00/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

**Small Entities Affected:** Undetermined**Government Levels Affected:** State

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213  
Phone: 310 980-4001

**RIN:** 0648-AJ60**510. • ATLANTIC SWORDFISH FISHERY; QUOTAS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 971 et seq**CFR Citation:** 50 CFR 630**Legal Deadline:** None

**Abstract:** NMFS amends the regulations governing the Atlantic

## DOC—NOAA

## Proposed Rule Stage

Swordfish fishery by setting the total allowable catch by gear and season.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ63

### 511. • ATLANTIC SHARK FISHERIES; AMENDMENT 2 (INCLUDING REBUILDING SCHEDULE)

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 630

**Legal Deadline:** None

**Abstract:** The Magnuson-Stevens Fisheries Conservation & Management Act requires that the shark FMP be amended within one year. HMS intends to incorporate a new rebuilding schedule in that amendment.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/97	
NPRM Comment Period End	11/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ64

### 512. • ATLANTIC TUNA FISHERIES; EFFORT CONTROLS

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq

**CFR Citation:** 50 CFR 630

**Legal Deadline:** None

**Abstract:** NMFS proposes to amend regulations governing the Atlantic tuna fisheries to control effort in the Atlantic bluefin tuna General category.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ65

### 513. • ATLANTIC TUNA FISHERIES; REGULATORY ADJUSTMENTS

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq

**CFR Citation:** 50 CFR 630

**Legal Deadline:** None

**Abstract:** NMFS proposes to amend regulations governing the Atlantic tuna fisheries to modify target catch requirements for the Incidental longline ABT fishery.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	06/00/97	
Final Action	07/00/97	
Final Action Effective	09/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ66

### 514. • ATLANTIC TUNA FISHERIES; FISHERY MANAGEMENT PLAN IMPLEMENTATION

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq

**CFR Citation:** 50 CFR 630

**Legal Deadline:** None

**Abstract:** Magnuson Management Plan for Atlantic Tunas Fishery.

**Timetable:**

Action	Date	FR Cite
NPRM	11/00/97	
NPRM Comment Period End	02/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ67

### 515. • ATLANTIC HIGHLY MIGRATORY SPECIES; TAKE REDUCTION TEAM PLAN IMPLEMENTATION

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 630

**Legal Deadline:** None

**Abstract:** Regulations to implement the Atlantic Offshore Cetaceans Take Reduction Plan.

## DOC—NOAA

## Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ68

### 516. • ATLANTIC TUNA FISHERIES; ANNUAL ATLANTIC BLUEFIN TUNA QUOTAS

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq

**CFR Citation:** 50 CFR 630

**Legal Deadline:** None

**Abstract:** Amendment of Atlantic tuna fisheries regulations to set Atlantic bluefin tuna quotas for the 1997 fishing year.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ69

### 517. • PROPOSED RULE TO IMPLEMENT PROCEDURES FOR ISSUANCE OF PERMITS UNDER SECTION 204(D) OF THE MAGNUSON-STEVENS FISHING CONSERVATION AND MANAGEMENT ACT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1824

**CFR Citation:** 50 CFR 600 subpart F

**Legal Deadline:** None

**Abstract:** The Sustainable Fisheries Act amended the Magnuson-Stevens Fishery Conservation and Management Act (MSFCMA) to, among other things, provide for the issuance of transshipment permits under the newly established Section 204(d) of the MSFCMA. This action will specify procedures to be used to issue permits.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ70

### 518. • INTERIM FINAL RULE TO THE FISHERY MANAGEMENT PLAN FOR THE AMERICAN LOBSTER FISHERY

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 649

**Legal Deadline:** None

**Abstract:** This action would close the Exclusive Economic Zone to all fishing for lobster with mobile gear to help prevent overfishing.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

**RIN:** 0648-AJ74

### 519. • IMPLEMENTATION OF DATA COLLECTION AND REPORTING REQUIREMENTS TO THE FISHERY MANAGEMENT PLAN FOR THE AMERICAN LOBSTER FISHERY

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 649

**Legal Deadline:** None

**Abstract:** Data collection and reporting requirements would be implemented contingent upon the Atlantic States Marine Fisheries Commission not developing regulations under the Atlantic Coastal Fisheries Cooperative Management Act.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

**RIN:** 0648-AJ75

### 520. • REGULATORY AMENDMENT AND GUIDELINES FOR SAFETY AND LIVING CONDITIONS ON VESSELS CARRYING OBSERVERS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 600

**Legal Deadline:** NPRM, Statutory.

**Abstract:** Regulations and guidelines for vessels carrying observers. The regulations will specify the safety equipment that must be on the vessel and the living conditions that must be provided. They will include guidance for those situations where the vessel does not meet the minimum standards.

## DOC—NOAA

## Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	07/00/97	
Final Action	09/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** William Bellows, Plan Reviewer, Domestic Fisheries Division, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2344  
Fax: 301 713-0596

**RIN:** 0648-AJ76

**521. • LIST OF FISHERIES FOR 1998**

**Priority:** Routine and Frequent

**Legal Authority:** 16 USC 1361

**CFR Citation:** 50 CFR 229

**Legal Deadline:** Final, Statutory, December 30, 1997.

The List of Fisheries must be published at least annually.

**Abstract:** The List of Fisheries published pursuant to section 118 of the Marine Mammal Protection Act, classifies all U.S. commercial fisheries into one of three categories based on the level of incidental serious injuries and mortality to marine mammals. Participants in fisheries placed in Category I, II, or III are subject to different regulatory requirements under 50 FR 229.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	08/00/97	
Proposed List of Fisheries for 1999	05/01/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Robyn Angliss, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Hwy., Silver Spring, MD 20910  
Phone: 301 713-2322  
Fax: 301 713-0376

Email: robyn.angliss@noaa.gov

**RIN:** 0648-AJ85

**522. TAKING AND IMPORTING OF MARINE MAMMALS; TAKING OF MARINE MAMMALS UNDER THE ATA PERMIT AFTER FEBRUARY 28, 1994**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216

**Legal Deadline:** Final, Statutory, March 1, 1994.

**Abstract:** The International Dolphin Conservation Act provides that, if no major purse seine tuna fishing country enters into an agreement for a moratorium on setting on marine mammals during the course of commercial fishing operations, the total dolphin mortalities authorized under the general permit issued to the American Tunaboat Association shall not exceed the number of dolphin mortalities which occurred under the permit during the preceding year.

**Timetable:**

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213  
Phone: 310 980-4001

**RIN:** 0648-AG36

**523. DESIGNATED CRITICAL HABITAT; PACIFIC STEELHEAD**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1533

**CFR Citation:** 50 CFR 226

**Legal Deadline:** NPRM, Statutory, February 16, 1995. Final, Statutory, August 9, 1998.  
Endangered Species Act section 4(b)(3)(D)(ii). If steelhead are listed under the ESA by 8/9/97, then critical habitat designation will be due 8/9/98.

**Abstract:** If proposed, the regulation will designate critical habitat for any

coastal steelhead populations that are listed under the Endangered Species Act in California, Oregon, Idaho and, Washington.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/97	
NPRM Comment Period End	10/00/97	
Final Action	12/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR3, Silver Spring, MD 20910

Phone: 301 713-1401

**RIN:** 0648-AG49

**524. DESIGNATED CRITICAL HABITAT; PACIFIC COHO SALMON**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1533

**CFR Citation:** 50 CFR 226

**Legal Deadline:** NPRM, Statutory, October 26, 1994. Final, Statutory, October 31, 1997.

Critical habitat designation for central California coast coho salmon is due one year after the listing, or 10/31/97. Critical habitat designation for other coho salmon populations (cont)

**Abstract:** The regulation will propose critical habitat designation for central California coast coho salmon and any other coho salmon populations that are listed in April 1997.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/97	
NPRM Comment Period End	10/00/97	
Final Action	12/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Additional Information:** LEGAL DEADLINE CONT: will be 1-year after final ESA listing.

**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of

## DOC—NOAA

## Proposed Rule Stage

Protected Resources, 1315 East-West Highway, F/PR3, Silver Spring, MD 20910

Phone: 301 713-1401

RIN: 0648-AG56

### 525. DESIGNATED CRITICAL HABITAT; UMPQUA RIVER SEA-RUN CUTTHROAT TROUT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1533

**CFR Citation:** 50 CFR 226

**Legal Deadline:** NPRM, Statutory, April 1, 1994. Final, Statutory, August 9, 1997.

Endangered Species Act sec.

4(b)(3)(D)(ii) Due August 9, 1997, which is one year after final listing of the species under the ESA.

**Abstract:** NMFS has issued a final rule to list the Umpqua River cutthroat trout in Oregon as endangered under the Endangered Species Act of 1973. Upon completion of an analysis on the critical habitat for the Umpqua River cutthroat trout, NMFS will make a determination on designating critical habitat for the species.

#### Timetable:

Action	Date	FR Cite
NPRM	08/00/97	
NPRM Comment Period End	10/00/97	
Final Action	12/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Additional Information:** NMFS is planning to designate critical habitat on a multi-species level by combining it for several listed salmonids in one FR notice.

**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR3, Silver Spring, MD 20910

Phone: 301 713-1401

RIN: 0648-AG58

### 526. PROPOSED DESIGNATION OF CRITICAL HABITAT FOR PUGET SOUND SALMON STOCKS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq The Endangered Species Act

**CFR Citation:** 50 CFR 226

**Legal Deadline:** NPRM, Statutory, March 14, 1995. Final, Statutory, March 14, 1996.

A proposed listing of one or more of these stocks or a denial of the petition was due March 14, 1995. A final determination would be due one year after a proposed listing. Critical (cont)

**Abstract:** NMFS will propose critical habitat for Puget Sound salmon stocks if the species is/are proposed for listing under the Endangered Species Act. These stocks include (1) Hood Canal summer chum salmon, (2) Elwha River pink salmon, (3) Lower Dungeness River pink salmon, (4) North Fork Nooksack River spring chinook salmon, (5) South Fork Nooksack River spring chinook salmon, (6) Dungeness River spring chinook salmon, (7) Baker River sockeye salmon, (8) Discovery Bay chum salmon, and (9) White River spring chinook salmon. Mud Bay/Eld Inlet chum salmon were petitioned for listing on April 4, 1994, so this stock will be included in this rule, if warranted.

#### Timetable:

Action	Date	FR Cite
NPRM	08/00/97	
NPRM Comment Period End	10/00/97	
Final Action	12/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Additional Information:** LEGAL DEADLINE CONT: habitat designation is due no later than one year after date of publication of a final listing under the ESA.

**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226

Phone: 301 713-1401

RIN: 0648-AH11

### 527. PROPOSED RULE TO PROVIDE REGULATIONS FOR PERMITS FOR CAPTURE, TRANSPORT, IMPORT AND EXPORT OF PROTECTED SPECIES FOR PUBLIC DISPLAY, AND FOR MAINTAINING A CAPTIVE MARINE MAMMAL INVENTORY

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 16 USC 1372 (c)

**CFR Citation:** 50 CFR 216

**Legal Deadline:** Final, Statutory, January 1, 1995.

**Abstract:** This proposed rule would revise and simplify criteria and procedures specific to permits for taking, transporting, importing, and exporting protected species for public display and provide convenient formats for reporting marine mammal captive holdings and transports as required by amendments made in 1994 to the Marine Mammal Protection Act.

#### Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Ann Terbush, Chief, Permits Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2289

RIN: 0648-AH26

### 528. PROPOSED RULE GOVERNING THE ISSUANCE OF PERMITS FOR MARINE MAMMAL PHOTOGRAPHY

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1372 (c)(6)

**CFR Citation:** 50 CFR 216

**Legal Deadline:** None

**Abstract:** This rule will provide for the issuance of permits to take marine mammals by only level B harassment for the purpose of educational or commercial photography.

## DOC—NOAA

## Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	
NPRM Comment	08/00/97	
Period End		

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Ann Terbush, Chief, Permits Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2289

**RIN:** 0648-AH31

### 529. AMEND REGULATIONS GOVERNING THE TAKING AND IMPORTING OF MARINE MAMMALS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1371 (a)(6)

**CFR Citation:** 50 CFR 216

**Legal Deadline:** None

**Abstract:** The proposed rule implements certain changes in the prohibitions on importing or exporting marine mammals or marine mammal parts and products that occurred with the enactment of the Marine Mammal Protection Act Amendments of 1994 (Pub. L. 104-238). This action prohibits the export of marine mammals or marine mammal products for purposes other than public display, scientific research, or enhancing the survival of a species or stock and establishes three new categories of exceptions to the prohibition on importing marine mammal parts and products. This is a non-controversial action that is not significant as it will have only minor effects on a small number of people, most of whom will benefit by the new exceptions.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment	05/00/97	
Period End		

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Ann Terbush, Chief, Permits Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric

Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2289

**RIN:** 0648-AH83

### 530. CRITICAL HABITAT DESIGNATION FOR GREEN AND HAWKSBILL SEA TURTLE IN CULEBRA, PUERTO RICO

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq

**CFR Citation:** 50 CFR 226

**Legal Deadline:** None

**Abstract:** NOAA proposes to designate critical habitat for the threatened Atlantic green sea turtle (*Chelonia mydas*) and endangered Hawksbill turtle (*Eretmochelys imbricata*) pursuant to the Endangered Species Act of 1973 (ESA). The geographic area proposed for critical habitat designation comprises all coastal waters surrounding the islands of the Culebra archipelago, from the Mean High Water line out to 3 nautical miles (nm). Isla de Culebra (Culebra) lies approximately 16 nm east of the northeast coast of Puerto Rico. This designation will provide green and hawksbill turtles with the necessary shelter, cover, and food resources for their survival region. The designation of critical habitat provides explicit notice to Federal agencies and the public that these areas and features are vital to the conservation of the species.

**Timetable:**

Action	Date	FR Cite
NPRM	05/31/97	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Barbara Schroeder, Sea Turtle Coordinator, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-0376

**RIN:** 0648-AH88

### 531. IMPLEMENTATION OF 1997 MMPA AMENDMENTS AFFECTING YELLOWFIN TUNA PURSE SEINE FISHING IN THE EASTERN TROPICAL PACIFIC

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216.24

**Legal Deadline:** None

**Abstract:** This rule would propose implementation of the 1996 amendments to the Marine Mammal Protection Act regarding regulation of the U.S. yellowfin tuna fishery and the importation of yellowfin tuna into the United States from other harvesting nations.

**Timetable:**

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment	11/00/97	
Period End		

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** Legislation amending the MMPA regarding the yellowfin tuna fishery will require implementation of regulations 3 months after the effective date of the legislation.

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213  
Phone: 310 980-4001

**RIN:** 0648-AI85

### 532. • AMENDMENT 10 TO THE SUMMER FLOUNDER FISHERY MANAGEMENT PLAN

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** Amendment 10 would extend the moratorium for Summer Flounder, revise the commercial quota, and implement other management measures.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator,

## DOC—NOAA

## Proposed Rule Stage

Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

RIN: 0648-AJ55

### NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT

#### 533. THUNDER BAY NATIONAL MARINE SANCTUARY

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1431 to 1445

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** These regulations will protect the ecological, recreational, and esthetic resources of the waters surrounding Thunder Bay if the area is designated as a national marine sanctuary.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	06/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** Completion of this regulation within the dates projected in the timetable is subject to the availability of appropriated funds for NOAA after March 15, 1996. At this time NOAA anticipates that sufficient funds will be appropriated to complete this project.

**Agency Contact:** Stephanie R. Thornton, Chief, Sanctuaries and Reserve Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910  
Phone: 301 713-3155

RIN: 0648-AE41

#### 534. ALLOWANCE OF SMALL-SCALE NON-INTRUSIVE JADE COLLECTING IN MONTEREY BAY NATIONAL MARINE SANCTUARY

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1434(a)(5)

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** The National Ocean Service, Sanctuaries and Reserve Division (SRD) is issuing an ANPRM to inform the public that it is considering allowing small-scale, non-intrusive jade collecting in the MBNMS, and to invite written comments, advice, and recommendations. There has been public interest in allowing jade collection in the MBNMS and this action will respond to and address those interests. If SRD determines to amend the regulations, it will issue a proposed rule with an additional 45-day comment period.

This action is considered not significant because the advance notice of proposed rulemaking simply presents an issue and course of action under consideration by SRD and requests comments from the public. This action will ensure that SRD takes into account all views on this issue. This action does not have an annual effect on the economy of \$100 million or more, nor does it adversely effect in a material way the economy, environment, public health or safety.

**Timetable:**

Action	Date	FR Cite
ANPRM	08/09/95	60 FR 40540
ANPRM Comment Period End	09/08/95	
NPRM	04/00/97	
NPRM Comment Period End	06/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** Completion of this regulation within the projected dates in the timetable is subject to the availability at appropriated funds for NOAA after March 15, 1996. At this time, NOAA anticipates that sufficient funds will be appropriated to completed this project.

**Agency Contact:** Elizabeth Moore, Sanctuaries and Reserves Office, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910

Phone: 301 713-3145

RIN: 0648-AI06

#### 535. REVISION OF OVERFLIGHT REGULATIONS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1431 to 1445

**CFR Citation:** 15 CFR 922

**Legal Deadline:** None

**Abstract:** These regulations are being revised to clarify that they are for resource protection purposes.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** Completion of this regulation within the dates projected in the timetable is subject to the availability of appropriated funds for NOAA after March 15, 1996. At this time, NOAA anticipates that sufficient funds will be appropriated to complete this project.

**Agency Contact:** Elizabeth Moore, Sanctuaries and Resources Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM 2), Silver Spring, MD 20910

Phone: 301 713-3145

RIN: 0648-AI91

### OFFICE OF THE ADMINISTRATOR

#### 536. LICENSING OF PRIVATE REMOTE-SENSING SPACE SYSTEMS

**Priority:** Other Significant

**Legal Authority:** 15 USC 5624; PL 102-555

**CFR Citation:** 15 CFR 960

**Legal Deadline:** None

**Abstract:** Pub. L. 102-555 amends the Land Remote Sensing Commercialization Act of 1984 to transfer the LANDSAT program from the Department of Commerce to a joint NASA/DOD office. However, title II retains the basic provisions of title IV of the previous act authorizing the Secretary of Commerce to license private operators of land remote-sensing space systems who are subject to U.S. jurisdiction. The Secretary is required to consult with the Secretaries of Defense and State, who are responsible for determining conditions to protect national security and foreign policy concerns, respectively. The recent Act removes a regulatory restriction which required operators to make the data available to all customers on the same terms and conditions.

DOC—NOAA

Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
ANPRM	01/18/89	54 FR 01945
NPRM	06/00/97	
NPRM Comment Period End	07/00/97	

**Small Entities Affected:** None  
**Government Levels Affected:** Federal  
**Agency Contact:** Kira Alvarez, Staff Attorney, Department of Commerce, National Oceanic and Atmospheric Administration, 1325 East-West

Highway, Room 18109, Silver Spring, MD 20910  
 Phone: 301 713-0053  
**RIN:** 0648-AC64

**DEPARTMENT OF COMMERCE (DOC)**

**Final Rule Stage**

**National Oceanic and Atmospheric Administration (NOAA)**

**NATIONAL MARINE FISHERIES SERVICE**

**537. REGULATORY AMENDMENT TO IMPLEMENT PERMIT, REPORTING, AND RECORDKEEPING AND OBSERVER REQUIREMENTS FOR PROCESSING VESSELS OVER 125 FEET AND THEIR CATCHER VESSELS: PACIFIC COAST GROUND FISH**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 660  
**Legal Deadline:** None

**Abstract:** Regulations would implement a comprehensive data collection and regulatory program for all processing vessels longer than 125 feet and for all harvesting vessels that deliver their catch to those vessels in the groundfish fishery off Washington, Oregon, and California. This program would consist of: (1) a requirement that processing vessels carry NMFS-certified observers; (2) a requirement for a mandatory Federal permit; (3) recordkeeping and reporting requirements; and (4) a definition for "fishing trip" for processing vessels over 125 feet in length for the purpose of applying trip landing and frequency limits. The action may be split into separate rules.

**Timetable:**

Action	Date	FR Cite
NPRM	11/19/92	57 FR 54552
NPRM Comment Period End	12/21/92	
Final Action	10/00/97	
Final Action Effective	03/00/98	

**Small Entities Affected:** Businesses  
**Government Levels Affected:** Federal  
**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and

Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070  
 Phone: 206 526-6150

**RIN:** 0648-AE01

**538. FINANCIAL DISCLOSURE OF FISHERY MANAGEMENT COUNCIL NOMINEES, MEMBERS, AND EXECUTIVE DIRECTORS**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 601

**Legal Deadline:** None

**Abstract:** This rule revises regulations concerning the practices, procedures and operations of the Regional Fishery Management Councils under the Magnuson Fishery Conservation and Management Act. It increases the detail and availability of information in required financial disclosures of Councils' nominees, voting members, and Executive Directors and is intended to reduce the likelihood of financial conflicts of interest.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	03/11/94	59 FR 11557
Final Action	05/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** None  
**Government Levels Affected:** Federal  
**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
 Phone: 301 713-2334

**RIN:** 0648-AG16

**539. REGULATORY ADJUSTMENTS TO THE FMP FOR SHARKS OF THE ATLANTIC OCEAN**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 678

**Legal Deadline:** None

**Abstract:** Would allow for certain regulatory adjustments within the FMP Framework.

**Timetable:**

Action	Date	FR Cite
NPRM	12/19/96	61 FR 6295
NPRM Comment Period End	02/07/97	62 FR 4239
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** Businesses  
**Government Levels Affected:** None  
**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
 Phone: 301 713-2334

**RIN:** 0648-AH77

**540. PLAN AMENDMENT TO FMP FOR SHARKS OF THE ATLANTIC OCEAN THAT WOULD LIMIT ENTRY**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 678

**Legal Deadline:** None

**Abstract:** Amendment would allow for permit moratorium/limited entry into the Commercial Shark Fishery.

**Timetable:**

Action	Date	FR Cite
NPRM	12/20/96	61 FR 68202
NPRM Comment Period End	02/18/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

## DOC—NOAA

## Final Rule Stage

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AH78

**541. REGULATORY AMENDMENT TO ESTABLISH MANAGEMENT MEASURES FOR ATLANTIC AND GULF GROUPS OF KING AND SPANISH MACKEREL FOR THE 1996-97 FISHING YEAR**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** Final, Statutory.

**Abstract:** This regulatory amendment prepared under the framework rulemaking procedure of the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic (FMP) would amend the regulations implementing the FMP to: Reduce the commercial quotas for Atlantic group king and Spanish mackerel; reduce the commercial quota for Gulf group Spanish mackerel; revise the commercial trip limits in the eastern zone for Gulf group king mackerel; and establish a Gulf group king mackerel bag limit of zero for captains and crews of charter vessels and headboats.

**Timetable:**

Action	Date	FR Cite
NPRM	12/16/96	61 FR 66008
NPRM Comment Period End	12/31/96	
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

**RIN:** 0648-AI13

**542. AMENDMENT 2 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE SOUTH ATLANTIC**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** Amendment 2 would: Add brown and pink shrimp to the management unit of the Fishery Management Plan for the Shrimp Fishery of the South Atlantic Region; define overfishing for brown and pink shrimp; define optimum yield for brown and pink shrimp; require the use of certified bycatch reduction devices (BRDs) in all penaeid shrimp trawls in the exclusive economic zone of the south Atlantic, and establish a framework procedure for adding to the list of certified BRDs or modifying their specifications.

**Timetable:**

Action	Date	FR Cite
NPRM	01/06/97	62 FR 720
NPRM Comment Period End	02/20/97	
Final Action	04/00/97	
Final Action Effective	04/00/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301

**RIN:** 0648-AI15

**543. WITHDRAWAL OF FEDERAL FISHERIES REGULATIONS**

**Priority:** Info./Admin./Other

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 649

**Legal Deadline:** None

**Abstract:** Withdraws Federal fishery regulations for American lobster fishery

that can be managed through regulations recommended by the Atlantic States Marine Fisheries Commission.

**Timetable:**

Action	Date	FR Cite
NPRM - Spiny Lobster	03/25/96	61 FR 12055
NPRM - Stone Crab	03/25/96	61 FR 12056
NPRM - Anchovy	03/26/96	61 FR 13148
NPRM - Salmon	03/26/96	61 FR 13149
NPRM - American Lobster	03/27/96	61 FR 13478
NPRM - Bluefish	03/28/96	61 FR 13810
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Additional Information:** The proposed withdrawals of the FMPs for northern anchovy, bluefish, stone crab, spiny lobster, and Alaska high seas salmon fisheries were withdrawn through published notices in the Federal Register published November 27, 1996, at 61 FR 60254.

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AI16

**544. CONSOLIDATION OF ATLANTIC HIGHLY MIGRATORY SPECIES REGULATIONS**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq

**CFR Citation:** 15 CFR 902; 50 CFR 285; 50 CFR 630; 50 CFR 644; 50 CFR 678

**Legal Deadline:** None

**Abstract:** Consolidates existing Atlantic highly migratory species regulations to enhance usability and reduce regulatory text.

**Timetable:**

Action	Date	FR Cite
NPRM	11/06/96	61 FR 57361
NPRM Comment Period End	12/23/96	

DOC—NOAA

Final Rule Stage

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Gary Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910 Phone: 301 713-2334

**RIN:** 0648-AI28

**545. REGULATORY AMENDMENT TO REVISE THE RECORDKEEPING AND REPORTING REQUIREMENTS FOR GROUND FISH FISHERIES OF THE EEZ OFF OF ALASKA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq; 16 USC 773 et seq

**CFR Citation:** 50 CFR 679

**Legal Deadline:** None

**Abstract:** Regulatory amendment to regulations: (1) Clarifies check-out requirements for land-based buying stations and CDQ fisheries; (2) corrects requirements for weekly production reports and daily production reports; (3) revises Federal processor permit requirements; (4) establishes buying station permit requirements for land-based buying stations; (5) extends the renewal period for a Federal fisheries permit and Federal processor permit to 3 years; (6) removes requirements to record and report Federal and state areas of a reporting period; and (7) corrects three cross references.

**Timetable:**

Action	Date	FR Cite
NPRM	12/23/96	61 FR 67524
NPRM Comment	01/22/97	
Period End		
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802 Phone: 907 586-7228

**RIN:** 0648-AI68

**546. AMENDMENT 2 TO THE FISHERY MANAGEMENT PLAN FOR THE SCALLOP FISHERY OFF ALASKA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 679

**Legal Deadline:** NPRM, Statutory. Final, Statutory. Other, Statutory. Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** This FMP amendment establishes a moratorium on the entry of new vessels into the scallop fishery to control continued growth in fishing capacity.

**Timetable:**

Action	Date	FR Cite
NPRM	12/26/96	61 FR 67990
NPRM Comment	02/10/97	
Period End		
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802 Phone: 907 586-7228

**RIN:** 0648-AI88

**547. A MORATORIUM ON ISSUANCE OF NEW PERMITS FOR FISHING IN THE MAU ZONE PORTION OF THE NWHI BOTTOMFISH FISHERY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** A two-year moratorium on issuance of permits for the Mau Zone will provide a period of stability in which the Western Pacific Fishery Management Council will complete a restructuring of the management program for the northwestern Hawaiian Islands bottomfish fishery. The Council recently received economic data on the fishery as well as a new stock assessment. The Council will decide whether a new limited entry program should be instituted and whether the Ho'omalulu Zone and Mau Zone should

be combined. The new program should be in effect early in 1999.

**Timetable:**

Action	Date	FR Cite
NPRM	11/27/96	61 FR 60255
NPRM Comment	01/10/97	
Period End		
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90275 Phone: 310 980-4001

**RIN:** 0648-AJ02

**548. PROPOSED RULE TO IMPLEMENT AMENDMENT 6 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC MACKEREL, SQUID, AND BUTTERFISH FISHERIES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** Amendment 6 would revise overfishing definitions for Loligo and Illex squid and Butterfish and implement management measures that would close the directed fisheries for Loligo and Illex squid and Butterfish when 95 percent of the domestic annual harvest is taken (as opposed to the current closure when 80 percent is taken), implement a 10 percent bycatch restriction per trip of the species for which the fishery is closed and allow the Regional Director to impose seasonal closures in the Illex Fishery.

**Timetable:**

Action	Date	FR Cite
ANPRM	11/25/96	61 FR 59857
NPRM	12/09/96	61 FR 64852
NPRM Comment	01/21/97	
Period End		
ANPRM Comment	01/24/97	
Period End		
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator,

## DOC—NOAA

## Final Rule Stage

Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 518 281-9250

RIN: 0648-AJ06

**549. 1997-98 MANAGEMENT MEASURES FOR COMMERCIAL, RECREATIONAL, AND TREATY INDIAN SALMON FISHERIES OFF THE COASTS OF WA, OR, AND CA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** Annual management measures for the 1997-98 fishing year would specify allowable ocean harvest levels (including quotas), allocations, management boundaries and zones, minimum size limits, gear definitions, seasons, selective fisheries, and in-season notice procedures.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** Businesses, Organizations

**Government Levels Affected:** State, Local, Tribal, Federal

**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., Seattle, WA 98115  
Phone: 206 526-6150

RIN: 0648-AJ09

**550. • CONSOLIDATION OF THE RULES FOR SPINY LOBSTER FISHERY OF THE GULF OF MEXICO AND SOUTH ATLANTIC AND STONE CRAB FISHERY OF THE GULF OF MEXICO**

**Priority:** Info./Admin./Other

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 622

**Legal Deadline:** None

**Abstract:** NMFS proposed to withdraw of the Fishery Management Plans for

Spiny Lobster and stone crab (FMPs). Thus regulations implementing these plans were not included in the consolidated regulations for Fisheries of the Caribbean, Gulf, and South Atlantic at 50 CFR part 622. Recently, NMFS withdrew the proposed rules that would have withdrawn the FMPs. This final rule will incorporate the rules implementing these FMPs in the consolidated regulations without substantive change.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer, Regional Administrator, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive, N., St. Petersburg, FL 33702-2432  
Phone: 813 570-5301  
Fax: 813 570-5300

RIN: 0648-AJ28

**551. • FRAMEWORK ADJUSTMENT 23 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** This rule would prohibit the deployment and use of sink gillnet gear and other gear capable of catching multispecies in the Great South Channel Right Whale Critical Habitat from April 1 to June 30 each year, and in the federal portion of Cape Con Bay Right Whale Critical Habitat from January 1 through May 15 of each year.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew Rosenberg, Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930

Phone: 508 281-9200

RIN: 0648-AJ32

**552. • AMENDMENT 7 TO THE FISHERY MANAGEMENT PLAN FOR THE ATLANTIC SEA SCALLOP FISHERY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** Amendment 7 would allow vessels in the Atlantic sea scallop fishery to consolidate days at sea.

**Timetable:**

Action	Date	FR Cite
Final Action	08/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

RIN: 0648-AJ33

**553. • IMPLEMENTATION OF MEASURES CONTAINED IN FRAMEWORK ADJUSTMENT 21 TO THE NORTHEAST MULTISPECIES FMP**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** Would allow vessels with General category scallop to fish for scallops with small dredges within the Gulf of Maine small mesh northern shrimp fishery exemption area.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	04/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930

## DOC—NOAA

## Final Rule Stage

Phone: 508 281-9200

RIN: 0648-AJ34

**554. • REGULATORY AMENDMENT TO REQUIRE A SIX-HOUR NOTICE OF LANDING OF INDIVIDUAL FISHING QUOTA (IFQ) SPECIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679**Legal Deadline:** None**Abstract:** Require fishermen to submit notice of intended landing of catch at least six hours before the landing is scheduled to occur and require fishermen to make the landing at the time scheduled in the prior notice.**Timetable:**

Action	Date	FR Cite
NPRM	02/21/97	62 FR 7993
NPRM Comment Period End	03/24/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99807  
Phone: 907 586-7228

RIN: 0648-AJ35

**555. • AMENDMENT OF CONSOLIDATED REGULATIONS AT 50 CFR 679 TO INCLUDE THE HIGH SEAS SALMON FISHERY OFF ALASKA REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679**Legal Deadline:** None**Abstract:** Incorporate into 50 CFR part 679 the regulations implementing the High Seas Salmon Fishery off Alaska.**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	04/00/97	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
Phone: 907 586-7228

RIN: 0648-AJ38

**556. • SUMMER FLOUNDER, SCUP, AND BLACK SEA BASS FISHERY, 1997 SUMMER FLOUNDER RECREATIONAL FISHERY SPECIFICATIONS****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** The measures include an increase in the possession limit from 8 fish to 10 fish, and an increase in the minimum size limit from 14 inches to 14.5 inches total length to achieve an estimated 22 percent reduction.**Timetable:**

Action	Date	FR Cite
NPRM	02/15/97	
NPRM Comment Period End	03/15/97	
Final Action	05/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930-2298  
Phone: 508 281-9250  
Fax: 508 281-9135

RIN: 0648-AJ42

RIN: 0648-AJ44

**557. • FINAL RULE TO IMPLEMENT FRAMEWORK ADJUSTMENT 20 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** None**Abstract:** This framework would implement management measures to achieve the 1997 fishing mortality objectives of the FMP, including a strategy to reduce gillnet fishing effort and an equivalent measure that would replace the haddock possession limit.**Timetable:**

Action	Date	FR Cite
Final Action	05/00/97	

**Small Entities Affected:** Undetermined**Government Levels Affected:** None**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

RIN: 0648-AJ43

**558. • AMENDMENT 9 TO THE NORTHEAST MULTISPECIES FISHERY MANAGEMENT PLAN****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** None**Abstract:** Amendment 9 would implement management measures for the monkfish fishery.**Timetable:**

Action	Date	FR Cite
Final Action	06/00/97	

**Small Entities Affected:** Undetermined**Government Levels Affected:** None**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

RIN: 0648-AJ44

## DOC—NOAA

## Final Rule Stage

**559. • FRAMEWORK ADJUSTMENT 22 TO THE NORTHEAST MULTISPECIES AND FRAMEWORK ADJUSTMENT 4 TO THE AMERICAN LOBSTER FISHERY MANAGEMENT PLANS**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648; 50 CFR 649

**Legal Deadline:** None

**Abstract:** These framework adjustments would close certain areas to specific gear types, thereby alleviating the gear conflicts in Southern New England.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9272

**RIN:** 0648-AJ48

**560. • SUMMER FLOUNDER, SCUP, AND BLACK SEA BASS FISHERIES; 1997 SCUP RECREATIONAL FISHERY SPECIFICATIONS**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** This action sets annual recreational harvest limits for 1997.

**Timetable:**

Action	Date	FR Cite
NPRM	02/15/97	
NPRM Comment Period End	03/15/97	
Final Action	05/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**

Undetermined

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930-2298

Phone: 508 281-9250

Fax: 508 281-9135

**RIN:** 0648-AJ53

**561. • 1997 HARVEST GUIDELINE FOR NORTHWESTERN HAWAIIAN ISLANDS LOBSTER FISHERY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** Amendment 9 to the Fishery Management Plan for Crustacean Fisheries of the Western Pacific Region established a harvest limitation program under which an annual harvest guideline is established by the Southwest Administrative Director, NMFS, and published on or about March 31.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802

Phone: 310 980-4001

**RIN:** 0648-AJ56

**562. • ADJUSTMENT OF NORTHWESTERN HAWAIIAN ISLANDS (NWHI) LOBSTER HARVEST GUIDELINE SYSTEM TO PREVENT OVERFISHING**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** In 1996, the NWHI spiny lobster fishery regulations were

modified to allow retention of all lobsters caught, regardless of size or sexual condition. It was thought that vessel operators would retain all lobsters caught and not cause excess wasteful fishing mortality by discarding small or berried lobsters. It appears however, that significant highgrading occurred, so that total fishing mortality exceeded the annual harvest limit. The intention of this regulatory adjustment, under the framework provisions of the FMP would be to limit the harvest and prevent overfishing.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802

Phone: 310 980-4001

**RIN:** 0648-AJ61

**563. • FRAMEWORK ADJUSTMENT 9 TO THE ATLANTIC SEA SCALLOP FISHERY MANAGEMENT PLAN**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** This framework would exempt general category permit holders fishing exclusively under the State Waters Exemption Program from the 400 lb. trip limit and would also require these vessels to notify NMFS through the call-in system before fishing under the State Waters Exemption Program.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930

Phone: 508 281-9200

RIN: 0648-AJ62

**564. • PROCEDURES GOVERNING ESTABLISHMENT AND OPERATION OF FISHERY NEGOTIATION PANELS**

**Priority:** Info./Admin./Other

**Legal Authority:** 5 USC 561; 16 USC 1801 et seq

**CFR Citation:** 50 CFR 600

**Legal Deadline:** Final, Statutory, April 9, 1997.

Final regulations to be effective upon filing.

**Abstract:** Section 305(g) of the Magnuson-Stevens Act directs the Secretary to promulgate regulations providing for the optional use of "fishery negotiation panels" and to establish procedures comparable to the procedures set forth in the Negotiated Rulemaking Act.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Gary Matlock, Director, Office of Sustainable Fisheries, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, Md. 20910

Phone: 301 713-2334

RIN: 0648-AJ72

**565. • WITHDRAWAL OF THE FISHERY MANAGEMENT PLAN FOR THE AMERICAN LOBSTER FISHERY**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 649

**Legal Deadline:** None

**Abstract:** This action would withdraw approval of the Fishery Management Plan (FMP) and would remove the regulations implementing the FMP upon development of regulations by the Atlantic States Marine Fisheries Commission.

**Timetable:**

Action	Date	FR Cite
Final Action	10/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

RIN: 0648-AJ73

**566. • FINAL RULE TO ADD REGULATION IMPLEMENTING THE FISHERY MANAGEMENT PLAN FOR THE ATLANTIC BLUEFISH FISHERY TO THE CONSOLIDATED NORTHEAST FISHERIES REGULATIONS**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 628; 50 CFR 648

**Legal Deadline:** None

**Abstract:** This rule would add regulations implementing the fishery management plan for the Atlantic Bluefish fishery to the consolidated Northeast Fisheries Regulations at 50 CFR part 648.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9300

RIN: 0648-AJ78

**567. • FINAL RULE TO IMPLEMENT FRAMEWORK ADJUSTMENT 18 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERY**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** Framework Adjustment 18 would allow Herring and Mackerel Harvest with Pelagic Mid-Water Trawls in areas of Georges Bank now closed to all gear capable of taking groundfish.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9300

RIN: 0648-AJ79

**568. • FINAL RULE TO IMPLEMENT FRAMEWORK ADJUSTMENT 16 TO THE NORTHEAST MULTISPECIES FISHERY MANAGEMENT PLAN**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** Framework Adjustment 16 would prohibit the use of all gillnet capable of catching multispecies during periods in which the Harbor Porpoise time/area closures are in effect, unless the gillnet meets certain specifications to avoid increasing the risk of Harbor Porpoise entanglements.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** Undetermined

DOC—NOAA

Final Rule Stage

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9300

**RIN:** 0648-AJ80

**569. • FINAL RULE TO INCORPORATE THE REGULATIONS GOVERNING THE NORTHERN ANCHOVY INTO THE CONSOLIDATED REGULATIONS FOR FISHERIES OFF THE WEST COAST AND IN THE WESTERN PACIFIC**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 660

**Legal Deadline:** None

**Abstract:** This rule will remove part 662 from title 50 of the CFR and add the provisions of that part to the consolidated Federal fishery regulations at 50 CFR part 660. Part 662 contains the Federal regulations governing the northern anchovy fishery off the West Coast. NMFS, after publishing for public review and comment a proposed rule to rescind the northern anchovy regulations, concluded that rescission of the northern anchovy regulations is inappropriate. This rule is necessary to implement the President's regulation reform initiative, under which all Magnuson-Stevens Act fisheries regulations governing the fisheries of the west coast and western pacific are consolidated in 50 CFR part 660. The northern anchovy regulations had not been included in the consolidated rule published at 60 FR 34570 (July 2, 1996) because NMFS, at that time, anticipated that the northern anchovy fishery management plan would be withdrawn, and the implementing regulations removed.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213

Phone: 310 980-4001

**RIN:** 0648-AJ81

**570. • REGULATORY AMENDMENT TO CHANGE MEMBERSHIP REQUIREMENTS FOR THE REGIONAL FISHERY MANAGEMENT COUNCILS**

**Priority:** Info./Admin./Other

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 600

**Legal Deadline:** None

**Abstract:** Regulations governing the operation and membership of the Regional Fishery Management Councils will be revised based on provisions in the Sustainable Fisheries Conservation and Management Act.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Gary Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ82

**571. TAKE OF MARINE MAMMALS BY THE U.S. NAVY INCIDENTAL TO MILITARY ACTIVITIES IN THE SOUTH ATLANTIC OF THE UNITED STATES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216

**Legal Deadline:** None

**Abstract:** The U.S. Navy has petitioned NMFS for regulations that would authorize a small take of marine mammals incidental to ship shock trials in oceanic waters offshore Florida or Virginia. Under the Marine Mammal Protection Act, NMFS is allowed to authorize these takings if certain

findings are made and regulations are issued that include requirements for monitoring and reporting.

**Timetable:**

Action	Date	FR Cite
ANPRM	06/14/96	61 FR 30212
ANPRM Comment	07/15/96	
Period End		
NPRM	08/02/96	61 FR 40377
NPRM Comment	09/17/96	
Period End		
Final Action	04/00/97	
Final Action Effective	05/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Kenneth Hollingshead, Fishery Biologist, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-2055

**RIN:** 0648-AG55

**572. FINAL RULE TO ESTABLISH GUIDELINES FOR NONLETHALLY DETERRING MARINE MAMMALS FROM ENDANGERING PERSONAL SAFETY OR DAMAGING PUBLIC OR PRIVATE PROPERTY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq  
The Marine Mammal Protection Act

**CFR Citation:** 50 CFR 216

**Legal Deadline:** Final, Statutory, January 1, 1995.

**Abstract:** On April 30, 1994, the President signed Pub. L. 103-238, the Marine Mammal Protection Act Amendments of 1994. One part of this law implemented a new section 101(a)(4) to authorize the nonlethal harassment takings by citizens of the United States to deter marine mammals from: (1) Damaging commercial fishing gear or catch; (2) damaging private property; (3) endangering public safety; or (4) damaging public property. The amendments require a list of guidelines for use in safely deterring marine mammals and provide for prohibiting certain deterrent measures that may have a significant adverse impact on marine mammals.

**Timetable:**

Action	Date	FR Cite
NPRM	05/05/95	60 FR 22345

DOC—NOAA

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	07/05/95	
Final Action Effective	09/01/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226  
Phone: 301 713-2055

**RIN:** 0648-AH19

**573. GENERAL AUTHORIZATION FOR SCIENTIFIC RESEARCH INVOLVING LEVEL B HARASSMENT**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1151 et seq Fur Seal Act; 16 USC 1631 et seq Marine Mammal Protection Act

**CFR Citation:** 50 CFR 216

**Legal Deadline:** Final, Statutory, August 30, 1994.

**Abstract:** This final rule is required by the 1994 amendments to the Marine Mammal Protection Act. These regulations establish a general authorization for bona fide scientific research on non-endangered and non-threatened marine mammals that may result in harassment with only the potential to disturb. Inclusion under the general authorization is achieved by letter of intent to the National Marine Fisheries Service and a letter of confirmation from the Service.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/03/94	59 FR 50372
Interim Final Rule Comment Period End	11/17/94	
Final Action	04/30/97	
Final Action Effective	05/30/97	

**Small Entities Affected:** None

**Government Levels Affected:** State, Federal

**Agency Contact:** Ruth Johnson, Marine Resources Management Specialist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910-3226

Phone: 301 713-2289

**RIN:** 0648-AH20

**574. NORTH ATLANTIC RIGHT WHALE PROTECTION; INTERIM FINAL RULE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 742 et seq; 16 USC 1361 et seq; 16 USC 1531 et seq

**CFR Citation:** 50 CFR 222; 50 CFR 217

**Legal Deadline:** Final, Judicial, February 7, 1997.

This deadline is motivated by the Strahan V. Linnon litigation.

**Abstract:** Disturbance has been identified in the Final Recovery Plan for the Northern Right Whale (Recovery Plan) as among the principal human-induced factors impeding right whale recovery. Accordingly, as recommended in the Recovery Plan, NMFS is establishing a minimum approach distance to northern right whales in an attempt to reduce the current level of disturbance and potential for vessel interaction and injury. Specifically, this interim final rule will prohibit approaches within 500 yards (460m) of a right whale, whether by vessel, aircraft or other means. The rule will require right whale avoidance measures if a vessel or aircraft is within the restricted area. Generally, vessels are required to immediately depart from the whale. Exceptions are provided for emergency situations, where certain authorizations are provided, for aircraft operations (unless the aircraft is conducting whale watch activities), for certain right whale disentanglement/rescue efforts and investigations, and for a vessel restricted in its ability to maneuver and unable to comply with the right whale avoidance measures.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/27/94	59 FR 66513
ANPRM Comment Period End	02/27/95	
NPRM	08/07/96	61 FR 41116
NPRM Comment Period End	11/07/96	
Interim Final Rule	04/00/97	
Final Action	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Margot Bohan, Marine Mammal Division, Office of

Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2322

**RIN:** 0648-AH47

**575. FINAL RULE; TAKING AND IMPORTING OF MARINE MAMMALS; CONSOLIDATION OF REGULATIONS**

**Priority:** Routine and Frequent

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

**Legal Authority:** 16 USC 1151 to 1175; 16 USC 1361 et seq

**CFR Citation:** 50 CFR 215; 50 CFR 216

**Legal Deadline:** None

**Abstract:** To simplify NMFS' Code of Federal Regulations (CFR), NMFS issues this final rule to redesignate those regulations governing the take of northern fur seals for subsistence purposes on the Pribilof Islands. By this rule, an entire part within the CFR is removed. This final rule does not make substantive changes to the existing regulations. The purpose of this final rule is to make the regulations more concise, better organized, and thereby easier for the public to use. This action is consistent with the President's Regulatory Reform Initiative to simplify regulations and reduce the regulatory burden on the public.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/97	
Final Action Effective	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Margot Bohan, Fishery Biologist, Marine Mammal Division, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2322

Fax: 301 713-0376

**RIN:** 0648-AI89

DOC—NOAA

Final Rule Stage

**NATIONAL OCEAN SURVEY/OFFICE  
OF COASTAL RESOURCES  
MANAGEMENT**
**576. HAWAIIAN ISLANDS HUMPBACK  
WHALE NATIONAL MARINE  
SANCTUARY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1431 et seq (National Marine Sanctuary Act); PL 102-587 (Ocean Act of 1992), subtitle C-Hawaiian; Island National Marine Sanctuary Act

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** Regulations implement the Congressional designation of the Hawaiian Island Humpback Whale National Marine Sanctuary.

**Timetable:**

Action	Date	FR Cite
NPRM	09/15/95	60 FR 49000
NPRM Comment Period End	12/14/95	
Final Action	04/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** The proposed rule, summary of draft management plan and notice of public availability of the draft environmental impact statement was published on September 15, 1995. The 90-day comment period ended December 14, 1995.

Completion of this project within the dates projected in the timetable is subject to the availability of appropriated funds for NOAA after March 15, 1996. At this time, NOAA anticipates that sufficient funds will be appropriated to complete this project.

**Agency Contact:** Stephanie R. Thornton, Chief, Sanctuaries and Reserves Division, Department of

Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (LN/ORM4), Silver Spring, MD 20910  
Phone: 301 713-3125

**RIN:** 0648-AH91

**577. REVISION OF COASTAL ZONE  
MANAGEMENT ACT REGULATIONS  
TO CONFORM TO STATUTORY  
CHANGES**

**Priority:** Info./Admin./Other

**Legal Authority:** 16 USC 1451 et seq; PL 104-150 (June 3, 1996), the Coastal Zone Protection Act of 19

**CFR Citation:** 15 CFR 921; 15 CFR 923; 15 CFR 930

**Legal Deadline:** None

**Abstract:** On June 3, 1996, the President signed the Coastal Zone Protection Act of 1996. This Act amends the Coastal Zone Management Act (16 USC 1451 et seq) to change the allowable uses and match requirements for certain grant funds and to change the process for consistency appeals. These revisions to the Coastal Zone Management Act regulations conform to the amended statute.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** State

**Agency Contact:** Vickie Allin, Chief, Policy Coordination Division, Office of Ocean & Coastal Resource Mgmt., Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM4), Silver Spring, MD 20910  
Phone: 301 713-3086

**RIN:** 0648-AJ24

**OFFICE OF THE ADMINISTRATOR**
**578. • NATIONAL WEATHER SERVICE  
MODERNIZATION CRITERIA FOR  
AUTOMATION OF D-SERVICE LEVEL  
NWS SITES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 102-567; 15 USC 313 note

**CFR Citation:** 15 CFR 946; 15 CFR 946 app A

**Legal Deadline:** None

**Abstract:** The Secretary of Commerce, in consultation with the National Research Council and the Modernization Transition Committee, and after notice and opportunity for public comment, shall publish in the Federal Register modernization criteria (including all requirements and procedures) for certifying action to automate a field office under section 706 of Public Law 102-567.

**Timetable:**

Action	Date	FR Cite
NPRM	05/02/96	61 FR 19594
NPRM Comment Period End	06/01/96	
Interim Final Rule	04/01/97	
Final Action	10/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nicholas Scheller, Implementation Manager, Department of Commerce, National Oceanic and Atmospheric Administration, Room 9348, 1325 East-West Highway, Silver Spring, MD 20910  
Phone: 301 713-0454  
Fax: 301 713-1002

**RIN:** 0648-AJ83

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE

579. REGULATORY AMENDMENT FOR THE GULF OF ALASKA SEAMOUNT FISHERIES

**Priority:** Substantive, Nonsignificant  
**CFR Citation:** 50 CFR 679  
**Timetable:** Next Action Undetermined  
**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined  
**Agency Contact:** Steven Pennoyer  
 Phone: 907 586-7228  
**RIN:** 0648-AG94

580. AMENDMENT 39 TO THE FMP FOR GROUND FISH FISHERY OF BSAI, AMENDMENT 41 TO THE FMP FOR GROUND FISH OF THE GOA AND AMENDMENT 5 TO THE FMP FOR COMMERCIAL KING & TANNER CRAB FISHERIES OF THE BSAI

**Priority:** Substantive, Nonsignificant  
**CFR Citation:** 50 CFR 679  
**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	
Final Action	00/00/00	
Final Action Effective	00/00/00	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined  
**Agency Contact:** Steven Pennoyer  
 Phone: 907 586-7228  
**RIN:** 0648-AH65

581. ADVANCE NOTICE OF PROPOSED RULEMAKING FOR THE AMERICAN LOBSTER FISHERY MANAGEMENT PLAN

**Priority:** Substantive, Nonsignificant  
**CFR Citation:** 50 CFR 649  
**Timetable:**

Action	Date	FR Cite
ANPRM	03/27/96	61 FR 13478
ANPRM Comment Period End	05/13/96	
Next Action	Undetermined	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew A. Rosenberg  
 Phone: 508 281-9200  
**RIN:** 0648-AI14

582. AMENDMENT TO THE OBSERVER PROGRAM

**Priority:** Substantive, Nonsignificant  
**CFR Citation:** 50 CFR 679  
**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	
Final Action	00/00/00	
Final Action Effective	00/00/00	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined  
**Agency Contact:** Steven Pennoyer  
 Phone: 907 586-7228  
**RIN:** 0648-AI69

583. • REGULATIONS OF GREATER AMBERJACK, LESSER AMBERJACK, BANDED RUDDERFISH, AND/OR ALMACOJACK UNDER THE FMP FOR REEF FISH RESOURCES OF GOM

**Priority:** Info./Admin./Other  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 622  
**Legal Deadline:** None  
**Abstract:** See RIN: 0648-AJ13  
**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined

**Additional Information:** This action is being withdrawn since it is now part of the regulatory amendment to adjust reef fish management measures in the Gulf of Mexico for the 1998 season.

**Agency Contact:** Andrew Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432  
 Phone: 813 570-5301  
**RIN:** 0648-AJ27

584. • REGULATORY AMENDMENT TO PREVENT OVERFISHING AND REBUILD STOCKS

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679  
**Legal Deadline:** None  
**Abstract:** Implement criteria to identify overfishing and measures to prevent overfishing, end overfishing, and rebuild stocks.  
**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	
Final Action	00/00/00	
Final Action Effective	00/00/00	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined  
**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
 Phone: 907 586-7228  
**RIN:** 0648-AJ46

585. • REGULATORY AMENDMENT TO IMPLEMENT BYCATCH REDUCTION MEASURES

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679  
**Legal Deadline:** None  
**Abstract:** Implement management measures to lower economic discards and provide bycatch reduction incentives.  
**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	
Final Action	00/00/00	
Final Action Effective	00/00/00	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined  
**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric

DOC—NOAA

Long-Term Actions

Administration, P.O. Box 21668,  
Juneau, AK 99802  
Phone: 907 586-7228  
RIN: 0648-AJ47

**586. • AMENDMENTS TO THE BSAI AND GOA FISHERY MANAGEMENT PLANS TO IMPLEMENT A DATA COLLECTION PROGRAM FOR RECREATIONAL, CHARTER, AND COMMERCIAL FISHING**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679

**Legal Deadline:** NPRM, Statutory. Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** Revise FMPs and regulations to implement data collection program.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	
Final Action	00/00/00	
Final Action Effective	00/00/00	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 21668  
Phone: 907 586-7228

RIN: 0648-AJ49

**587. • REGULATORY AMENDMENT TO REVISE DEFINITIONS**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679  
**Legal Deadline:** None

**Abstract:** Repeal/replace bycatch, recreational, charter and commercial fishing, discards, habitat and essential fish habitat, fishing communities, IFQ, optimum yield, and vessel definitions in FMP regulations.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	

Action	Date	FR Cite
Final Action	00/00/00	
Final Action Effective	00/00/00	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
Phone: 907 586-7228

RIN: 0648-AJ50

**588. • AMENDMENT 3 TO THE FISHERY MANAGEMENT PLAN FOR THE SCALLOP FISHERY OFF ALASKA**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679

**Legal Deadline:** NPRM, Statutory. Final regulations to be published within 30 days of the end of the comment period on the proposed rule.

**Abstract:** This FMP amendment delegates management authority to the State of Alaska.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	
Final Action	00/00/00	
Final Action Effective	00/00/00	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
Phone: 907 586-7228

RIN: 0648-AJ51

**589. • AMENDMENT 49 TO THE FISHERY MANAGEMENT PLAN FOR THE GROUND FISH FISHERY OF THE GULF OF ALASKA**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1801 et seq  
**CFR Citation:** 50 CFR 679

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of end of NPRM comment period end.

**Abstract:** This amendment would implement an improved retention and utilization plan.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	
Final Action	00/00/00	
Final Action Effective	00/00/00	

**Small Entities Affected:** Undetermined  
**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802  
Phone: 907 586-7228

RIN: 0648-AJ71

**590. • FINAL DEFINITION OF THE ZERO MORTALITY RATE GOAL**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 16 USC 1361  
**CFR Citation:** 50 CFR 229

**Legal Deadline:** Other, Statutory, April 1, 1997. NMFS must initiate a report to Congress on fisheries progress towards the Zero Mortality Rate Goal by April 1, 1997

**Abstract:** The Marine Mammal Protection Act, as amended in 1994, requires that commercial fisheries reduce incidental serious injury and mortality of marine mammals to insignificant levels approaching a zero mortality and serious injury rate by April 30, 2001. This rule provides the final definition of the Zero Mortality Rate Goal as part of the new management regime for the unintentional taking of marine mammals incidental to commercial fishing operators.

**Timetable:**

Action	Date	FR Cite
NPRM	06/15/95	60 FR 31666
NPRM Comment Period End	09/14/95	

Next Action Undetermined

**Small Entities Affected:** None

## DOC—NOAA

## Long-Term Actions

**Government Levels Affected:** None

**Agency Contact:** Robyn Angliss,  
Fishery Biologist, Department of  
Commerce, National Oceanic and  
Atmospheric Administration, 1315  
East-West Hwy., Silver Spring, MD  
20910

Phone: 301 713-2322

Fax: 301 713-0376

Email: robyn.angliss@noaa.gov

**RIN:** 0648-AJ84

### 591. CIVIL PROCEDURES

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 904

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	11/02/93	58 FR 58484
Final Action	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hugh Schratwieser

Phone: 301 427-2202

**RIN:** 0648-AF96

### 592. PERFORMANCE STANDARDS FOR TUNA VESSEL OPERATORS

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 216

**Timetable:**

Action	Date	FR Cite
NPRM	11/01/89	54 FR 46086
NPRM Comment Period End	12/01/89	
Interim Final Rule	05/17/90	55 FR 20458
Interim Final Rule Comment Period End	09/03/90	

Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero

Phone: 310 980-4001

**RIN:** 0648-AD03

### 593. PROCEDURE FOR SETTING QUOTAS ON REMOVAL OF ATLANTIC BOTTLENOSE DOLPHINS FROM THE WATERS OF THE GULF OF MEXICO AND FLORIDA'S EAST COAST

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 216

**Timetable:**

Action	Date	FR Cite
ANPRM	05/31/90	55 FR 22042
ANPRM Comment Period End	07/02/90	

Next Action Undetermined

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Ann D. Terbush

Phone: 301 713-2289

**RIN:** 0648-AD39

### 594. SEA TURTLE MONITORING AND CONSERVATION MEASURES FOR NONSHRIMP FISHERIES

**Priority:** Other Significant

**CFR Citation:** 50 CFR 217; 50 CFR 222;  
50 CFR 227

**Timetable:**

Action	Date	FR Cite
ANPRM	07/10/92	57 FR 30709
ANPRM Comment Period End	08/08/92	

Next Action Undetermined

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Therese Conant

Phone: 301 713-1401

**RIN:** 0648-AE54

### 595. TAKING AND IMPORTING OF MARINE MAMMALS; DOLPHIN MORTALITY LIMITS DURING PURSE SEINE SETS ON MARINE MAMMALS IN THE EASTERN TROPICAL PACIFIC

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 216.24

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	05/19/93	58 FR 29127

Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero

Phone: 310 980-4001

**RIN:** 0648-AF07

### 596. TAKING AND IMPORTING OF MARINE MAMMALS; "DOLPHIN-SAFE" TUNA LABELING

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 216; 50 CFR 247

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	09/19/91	56 FR 47418

Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero

Phone: 310 980-4001

**RIN:** 0648-AF08

### 597. PROPOSED RULE TO REQUIRE CERTAIN FISH FROM MEXICO TO RETAIN HEADS AND TAILS INTACT IN ORDER TO PROTECT THE ENDANGERED TOTOABA

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 227

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Kenneth R.

Hollingshead

Phone: 301 713-2055

**RIN:** 0648-AF32

### 598. TAKING OF MARINE MAMMALS INCIDENTAL TO FISHERIES-RELATED RESEARCH

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 228; 50 CFR 216

**Timetable:**

Action	Date	FR Cite
ANPRM	12/09/91	56 FR 64234
ANPRM Comment Period End	01/08/92	

Next Action Undetermined

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Federal

**Agency Contact:** Kenneth Hollingshead

Phone: 301 713-2055

**RIN:** 0648-AF50

### 599. DESIGNATED CRITICAL HABITAT; JOHNSON'S SEAGRASS

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 226

**Timetable:**

Action	Date	FR Cite
NPRM	08/04/94	59 FR 39716
NPRM Comment Period End	10/13/94	
Final Action	06/15/98	
Final Action Effective	07/15/98	

## DOC—NOAA

## Long-Term Actions

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Margaret C. Lorenz  
Phone: 301 713-1401

**RIN:** 0648-AF79

**600. FOREIGN NATIONS' MARINE MAMMAL PROGRAM AMENDMENTS**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 216.24(e)(5)(v)(B)

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero  
Phone: 310 980-4001

**RIN:** 0648-AG05

**601. DESIGNATION OF CRITICAL HABITAT FOR THE GULF OF MAINE POPULATION OF HARBOR PORPOISE**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 226

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Michael Payne  
Phone: 301 713-2322

**RIN:** 0648-AG06

**602. DIRECT TAKE OF THREATENED SALMON BY NATIVE AMERICANS**

**Priority:** Other Significant

**CFR Citation:** 50 CFR 227.21

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Marta Nammack  
Phone: 301 713-1401

**RIN:** 0648-AG15

**603. TAKING AND IMPORTING OF MARINE MAMMALS: TUNA PURSE SEINE VESSEL OBSERVER EXPENSES**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 216.24

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero

Phone: 301 980-4001

**RIN:** 0648-AG35

**604. GENERAL PROVISIONS; ENDANGERED FISH OR WILDLIFE; THREATENED FISH AND WILDLIFE; SEA TURTLE CONSERVATION MEASURES (SECTION 9 PROTECTION)**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 217; 50 CFR 220; 50 CFR 221; 50 CFR 222; 50 CFR 223; 50 CFR 224; 50 CFR 227

**Timetable:**

Action	Date	FR Cite
ANPRM	07/10/92	57 FR 30709
ANPRM Comment Period End	08/08/92	
Next Action Undetermined		

**Small Entities Affected:** Undetermined

**Government Levels Affected:** State

**Agency Contact:** Robert C. Ziobro  
Phone: 310 713-1401

**RIN:** 0648-AG38

**605. DESIGNATED CRITICAL HABITAT; ATLANTIC SALMON**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 226

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Marta Nammack  
Phone: 301 713-1401

**RIN:** 0648-AG50

**606. PROPOSED RULE TO AUTHORIZE LETHAL TAKINGS OF MARINE MAMMALS BY STATE AUTHORITIES**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 216

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Kenneth R. Hollingshead  
Phone: 301 713-2055

**RIN:** 0648-AG79

**607. FINAL RULE TO AMEND MARINE MAMMAL REGULATIONS TO AUTHORIZE INCIDENTAL TAKINGS OF MARINE MAMMALS BY HARASSMENT AS AUTHORIZED BY PUBLIC LAW 103-238**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 50 CFR 216

**Timetable:**

Action	Date	FR Cite
NPRM	05/31/95	60 FR 28379
NPRM Comment Period End	10/16/95	60 FR 35891
Interim Final Rule	04/10/96	61 FR 15884
Final Action	00/00/00	

**Small Entities Affected:** Businesses, Governmental Jurisdictions

**Government Levels Affected:** State, Local, Federal

**Agency Contact:** Kenneth R. Hollingshead  
Phone: 301 713-2055

**RIN:** 0648-AG80

**608. TAKING AND IMPORTING OF MARINE MAMMALS: PROPOSED RULE PROHIBITING U.S. CITIZENS FROM ENCIRCLING MARINE MAMMALS DURING TUNA FISHING OPERATIONS**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 216.24

**Timetable:**

Action	Date	FR Cite
NPRM	10/12/94	59 FR 51552
NPRM Comment Period End	11/14/94	
Next Action Undetermined		

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero  
Phone: 310 980-4001

**RIN:** 0648-AH04

**609. SHRIMP VESSEL REGISTRATION REQUIREMENT**

**Priority:** Other Significant

**CFR Citation:** 50 CFR 227

DOC—NOAA

Long-Term Actions

**Timetable:**

Action	Date	FR Cite
ANPRM	09/13/95	60 FR 47597
NPRM	00/00/00	

**Small Entities Affected:** Businesses

**Government Levels Affected:** Undetermined

**Agency Contact:** Therese Conant  
Phone: 301 713-1401

**RIN:** 0648-AH87

**610. TAKING OF MARINE MAMMALS INCIDENTAL TO COMMERCIAL FISHING OPERATIONS; TAKE REDUCTION PLAN REGULATIONS AND EMERGENCY REGULATIONS**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 229

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Vicki Cornish/Michael Payne  
Phone: 301 713-2322  
Fax: 301 713-0376

**RIN:** 0648-AI84

**NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT**

Phone: 301 713-3338

**RIN:** 0648-AF20

**611. REVISION OF FEDERAL CONSISTENCY REGULATIONS UNDER THE COASTAL ZONE MANAGEMENT ACT**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 930

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** State, Federal

**Agency Contact:** Margo F. Jackson  
Phone: 301 713-2967

**RIN:** 0648-AD83

**OFFICE OF THE ADMINISTRATOR**

**612. REGIONAL MARINE RESEARCH PROGRAM**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** Not yet determined

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Don Scavia

**613. NOAA CLIMATE AND GLOBAL CHANGE PROGRAM—PROPOSAL SUBMISSION GUIDELINES**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** Not yet determined

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Irma DuPree  
Phone: 301 427-2089

**RIN:** 0648-AG51

**614. NATIONAL UNDERSEA RESEARCH PROGRAM FUNDING REGULATIONS**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** None

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Dr. Henry Frey  
Phone: 301 713-2448

**RIN:** 0648-AH90

DEPARTMENT OF COMMERCE (DOC)

Completed Actions

National Oceanic and Atmospheric Administration (NOAA)

**615. FISHERY MANAGEMENT PLAN FOR THE QUEEN CONCH FISHERY OF PUERTO RICO AND THE U.S. VIRGIN ISLANDS**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 622

**Completed:**

Reason	Date	FR Cite
Final Action	12/13/96	61 FR 65481
Final Action Effective	01/13/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer  
Phone: 813 570-5301

**RIN:** 0648-AD91

**616. REGULATORY AMENDMENT TO REQUIRE ELECTRONIC COMMUNICATION OF OBSERVER DATA IN THE GROUND FISH FISHERY OF THE GOA AND BSAI**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Final Action	12/02/96	60 FR 63759
Final Action Effective	07/01/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer  
Phone: 907 586-7228

**RIN:** 0648-AE78

**617. REGULATORY AMENDMENT TO IMPLEMENT TRAWL MESH RESTRICTIONS FOR THE BSAI TRAWL FISHERIES**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Final Action -NMFS does not intend to implement these management measures	10/30/96	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer  
Phone: 907 586-7228

**RIN:** 0648-AF57

## DOC—NOAA

## Completed Actions

**618. AMENDMENT 8 TO THE PACIFIC COAST GROUND FISH FMP TO IMPLEMENT INDIVIDUAL QUOTAS FOR THE FIXED-GEAR SABLEFISH FISHERY (OR REGULATORY AMENDMENT FOR NONTRAWL TRIP LIMITS)**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

**Completed:**

Reason	Date	FR Cite
Withdrawn Magnuson-Stevens Act - section 303(d)	02/04/97	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle  
Phone: 206 526-6150

RIN: 0648-AF90

**619. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE SOUTH ATLANTIC**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

**Completed:**

Reason	Date	FR Cite
Final Action	09/09/96	61 FR 47446

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer  
Phone: 813 570-5301

RIN: 0648-AG26

**620. AMENDMENT 12 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

**Completed:**

Reason	Date	FR Cite
Final Action	12/16/96	61 FR 65983

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer  
Phone: 813 570-5301

RIN: 0648-AG29

**621. REGULATORY AMENDMENT ALLOWING YEAR-ROUND INDIVIDUAL FISHING QUOTA FISHING IN THE ALEUTIAN ISLANDS AREA**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Withdrawn - NMFS does not intend to implement these management measures	09/27/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer  
Phone: 907 586-7228

RIN: 0648-AG97

**622. REGULATORY AMENDMENT TO INCREASE INDIVIDUAL FISHERY QUOTA LIMITS****Completed:**

Reason	Date	FR Cite
Withdrawn - Duplicate of Rule Published Under RIN 0648-AJ05	11/30/96	61 FR 63812

RIN: 0648-AH02

**623. AMENDMENT 9 TO THE SUMMER FLOUNDER, SCUP, AND BLACK SEA BASS FISHERY MANAGEMENT PLAN**

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 902; 50 CFR 648

**Completed:**

Reason	Date	FR Cite
Final Action	12/16/96	61 FR 58461
Final Action Effective	12/16/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg  
Phone: 518 281-9250

RIN: 0648-AH06

**624. FMP AMENDMENT 37 TO THE GROUND FISH FISHERY OF THE BSAI**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Final Action	12/16/96	61 FR 65985
Final Action Effective	01/01/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steven Pennoyer  
Phone: 907 586-7228

RIN: 0648-AH28

**625. STRIPED BASS REGULATIONS FOR THE EXCLUSIVE ECONOMIC ZONE (EEZ)**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 656

**Completed:**

Reason	Date	FR Cite
Withdrawn	12/05/96	61 FR 64497

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Richard H. Schaefer  
Phone: 301 713-2334

RIN: 0648-AH57

**626. AMENDMENT 14 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

**Completed:**

Reason	Date	FR Cite
Final Action	03/25/97	62 FR 13983
Final Action Effective	04/24/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer  
Phone: 813 570-5301

RIN: 0648-AI47

**627. INTERIM FINAL RULE TO IMPLEMENT HIGH SEAS FISHING COMPLIANCE ACT OF 1995; PERMIT APPLICATION PROCESS**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 300

**Completed:**

Reason	Date	FR Cite
Final Action - Completed by RIN 0648-AI22	07/05/96	61 FR 35548

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gary Matlock  
Phone: 301 713-2334

RIN: 0648-AI50

## DOC—NOAA

## Completed Actions

**628. REGULATORY AMENDMENT TO ADJUST RED SNAPPER MANAGEMENT MEASURES IN THE GULF OF MEXICO FOR 1997 SEASON**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

**Completed:**

Reason	Date	FR Cite
Withdrawn	01/28/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer  
Phone: 813 570-5301

RIN: 0648-AI54

**629. NEGOTIATED RULEMAKING ON MID-ATLANTIC TUNA FISHERY DISPUTE**

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 50 CFR 285; 50 CFR 630; 50 CFR 644; 50 CFR 678

**Completed:**

Reason	Date	FR Cite
Withdrawn	01/29/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gary C. Matlock  
Phone: 301 713-2334  
Fax: 310 713-0596

RIN: 0648-AI60

**630. AMENDMENT 43 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS AND AMENDMENT 43 TO THE FMP FOR THE GROUND FISH FISHERY OF THE GULF OF ALASKA**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Final Action	12/26/96	61 FR 67962
Final Action Effective	12/20/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer  
Phone: 907 586-7228

RIN: 0648-AI61

**631. AMENDMENT 41 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Final Action	03/24/97	62 FR 13839
Final Action Effective	04/23/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steven Pennoyer  
Phone: 907 586-7228

RIN: 0648-AI62

**632. REGULATORY AMENDMENT TO ESTABLISH A DATE OF DECEMBER 1 FOR THE REOPENING OF A BERING SEA POLLOCK AND/OR COD FISHERY IF SUFFICIENT AMOUNTS OF FISH REMAIN FOR A DIRECTED FISHERY**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Withdrawn - North Pacific FMC Declined Adoption at 12/96 Meeting	12/31/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer  
Phone: 907 586-7228

RIN: 0648-AI64

**633. REGULATORY AMENDMENT TO REVISE MAXIMUM ALLOWABLE BYCATCH AMOUNTS ESTABLISHED FOR THE ALASKA GROUND FISH FISHERIES**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Final Action	03/11/97	62 FR 11109
Final Action Effective	04/10/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer  
Phone: 907 586-7228

RIN: 0648-AI65

**634. INTERIM FINAL RULE TO THE NORTH PACIFIC FISHERIES RESEARCH PLAN**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Final Action	11/01/96	61 FR 56425
Final Action Effective	01/01/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steve Pennoyer  
Phone: 907 586-7228

RIN: 0648-AI67

**635. AMENDMENT 46 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

**Completed:**

Reason	Date	FR Cite
Final Action	11/20/96	61 FR 59029
Final Action Effective	01/01/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer  
Phone: 907 586-7228

RIN: 0648-AI70

**636. AMENDMENT 2 TO THE FISHERY MANAGEMENT PLAN FOR THE RED DRUM FISHERY OF THE GULF OF MEXICO (FMP)**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

**Completed:**

Reason	Date	FR Cite
Withdrawn	01/28/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer  
Phone: 813 570-5301

RIN: 0648-AI73

**637. AMENDMENT 9 TO THE FISHERY MANAGEMENT PLAN FOR THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC**

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

## DOC—NOAA

## Completed Actions

**Completed:**

Reason	Date	FR Cite
Withdrawn - Incorporated With Amendment 8	01/28/97	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Andrew J. Kemmerer  
Phone: 813 570-5301**RIN:** 0648-AI74**638. AMENDMENT 5 TO THE FISHERY MANAGEMENT PLAN FOR THE ATLANTIC SEA SCALLOP FISHERY****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 648**Completed:**

Reason	Date	FR Cite
Final Action	01/14/97	61 FR 1829
Final Action Effective	02/13/97	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Andrew A. Rosenberg  
Phone: 508 281-9200**RIN:** 0648-AI77**639. AMENDMENT 6 TO THE AMERICAN LOBSTER FISHERY MANAGEMENT PLAN (FMP) AMENDMENT 6 TO THE ATLANTIC SEA SCALLOP FMP, AND AMENDMENT 8 TO THE NORTHEAST MULTISPECIES FMP****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 648; 50 CFR 649**Completed:**

Reason	Date	FR Cite
Final Action	01/10/97	61 FR 1403
Final Action Effective	02/10/97	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Andrew A. Rosenberg  
Phone: 508 281-9200**RIN:** 0648-AI83**640. REGULATORY AMENDMENT TO ESTABLISH TRIP LIMITS APPLICABLE TO THE COMMERCIAL FISHERY FOR ATLANTIC MIGRATORY GROUP OF KING MACKEREL****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 622**Completed:**

Reason	Date	FR Cite
Final Action	09/17/96	61 FR 48848
Final Action Effective	09/23/96	

**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Andrew J. Kemmerer  
Phone: 813 570-5301**RIN:** 0648-AI92**641. AMENDMENT 47 TO THE BSAI FMP; AMENDMENT 47 TO THE GOA FMP AND AMENDMENT 6 TO THE COMMERCIAL KING AND TANNER CRAB FMP OF THE BSAI****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 679**Completed:**

Reason	Date	FR Cite
Final Action	11/01/96	61 FR 56425
Final Action Effective	01/01/97	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer  
Phone: 907 586-7228**RIN:** 0648-AI95**642. REGULATORY AMENDMENT TO ALLOW USE OF LONGLINE POT GEAR IN THE DIRECTED SABLEFISH FISHERY IN THE BERING SEA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 679**Completed:**

Reason	Date	FR Cite
Final Action	09/18/96	61 FR 49076
Final Action Effective	09/12/96	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer  
Phone: 907 586-7228**RIN:** 0648-AI96**643. REGULATORY AMENDMENT UNDER THE FISHERY MANAGEMENT PLAN FOR REEF FISH FISHERY OF PUERTO RICO AND THE VIRGIN ISLANDS (FMP) CONCERNING RED HIND AGGREGATION CLOSURE****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 622**Completed:**

Reason	Date	FR Cite
Final Action	12/05/96	61 FR 64485
Final Action Effective	12/07/96	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Andrew J. Kemmerer  
Phone: 813 570-5301**RIN:** 0648-AI97**644. REGULATORY AMENDMENT TO INCREASE THE HALIBUT INDIVIDUAL FISHING QUOTA USE LIMITATIONS IN INTERNATIONAL PACIFIC HALIBUT COMMISSION AREA 4****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 679**Completed:**

Reason	Date	FR Cite
Final Action	02/21/97	62 FR 7947
Final Action Effective	03/24/97	

**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer  
Phone: 907 586-7228**RIN:** 0648-AJ05**645. REGULATORY AMENDMENT TO INCREASE OBSERVER COVERAGE IN THE BSAI DURING THE POLLOCK "A" OR ROE SEASON****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 679**Completed:**

Reason	Date	FR Cite
Withdrawn	12/31/96	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer  
Phone: 907 586-7228**RIN:** 0648-AJ10**646. INTERNATIONAL FISHERIES REGULATIONS; PACIFIC HALIBUT FISHERIES; CATCH SHARING PLANS****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 300**Completed:**

Reason	Date	FR Cite
Final Action	03/18/97	12 FR 12759

**Small Entities Affected:** None

## DOC—NOAA

## Completed Actions

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer  
Phone: 907 586-7228

**RIN:** 0648-AJ11

**647. • FISHERIES OF THE NORTHEASTERN UNITED STATES; NORTHEAST MULTISPECIES FISHERY; MONKFISH EXEMPTED TRAWL FISHERY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** Allows a year-round exempted trawl fishery for monkfish south of 40 degree 10' N. Lat. and East of 72 degree 30' West Long. Allows additional bycatch species in the Cultivator Shoal Whiting Fishery.

**Timetable:**

Action	Date	FR Cite
Final Action	10/17/96	61 FR 54105

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

**RIN:** 0648-AJ25

**648. • FRAMEWORK ADJUSTMENT 19 TO THE FMP FOR THE NORTHEAST MULTISPECIES FISHERY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** Changes the time and area of the current multispecies mid-coast closure area within the Gulf of Maine and establishes an exemption to allow sink gillnet vessels to fish in the reopened area when utilizing acoustic devices (pingers) on their nets.

**Timetable:**

Action	Date	FR Cite
Final Action	10/29/96	61 FR 55774

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator,

Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

**RIN:** 0648-AJ26

**649. • FISHERY OF THE NORTHEASTERN UNITED STATES; NORTHEAST MULTI-SPECIES FISHERY: FRAMEWORK ADJUSTMENT 17**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 648

**Legal Deadline:** None

**Abstract:** Restores unused days-at-sea (DAS) to vessels enrolled in the DAS effort-control call-in system that fished less than one-sixth of their amendment 7 DAS allocation during May and June 1996.

**Timetable:**

Action	Date	FR Cite
NPRM	11/14/96	61 FR 58365
NPRM Comment	11/25/96	
Period End		
Final Action	01/17/97	62 FR 2619

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930  
Phone: 508 281-9200

**RIN:** 0648-AJ31

**650. • ATLANTIC TUNA FISHERY; PERMIT REQUIREMENTS**

**Priority:** Info./Admin./Other

**Legal Authority:** 16 USC 971 et seq

**CFR Citation:** 50 CFR 285

**Legal Deadline:** None

**Abstract:** Removes references to Regional Director for purposes of permit issuance.

**Timetable:**

Action	Date	FR Cite
Final Action	12/30/96	62 FR 331
Final Action Effective	12/30/96	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring MD 20910  
Phone: 301 713-2334

**RIN:** 0648-AJ41

**651. FISHING VESSEL CAPITAL CONSTRUCTION FUND PROCEDURES—ELIGIBILITY FOR SAFETY IMPROVEMENTS**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 259

**Completed:**

Reason	Date	FR Cite
Final Action	01/03/97	62 FR 330
Final Action Effective	02/03/97	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Charles L. Cooper  
Phone: 301 713-2396

**RIN:** 0648-AF22

**652. CIVIL ENFORCEMENT PROCEEDINGS: OPPORTUNITY FOR IN-PERSON HEARING**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 904

**Completed:**

Reason	Date	FR Cite
Final Action	10/22/96	61 FR 54729
Final Action Effective	10/22/96	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Joel LaBissonniere  
Phone: 301 427-2202

Fax: 301 427-2211

Email: Joel R.

LaBissonniere@GCEL@NOAA

**RIN:** 0648-AI53

**653. IDENTIFICATION OF SPECIAL SEA TURTLE CONSERVATION AREAS AND APPROPRIATE CONSERVATION MEASURES**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 50 CFR 227; 50 CFR 217

**Completed:**

Reason	Date	FR Cite
Final Action	12/19/96	61 FR 66933
Final Action Effective	12/19/96	

## DOC—NOAA

## Completed Actions

**Small Entities Affected:** Businesses  
**Government Levels Affected:** None  
**Agency Contact:** Therese Conant  
 Phone: 301 713-1401  
**RIN:** 0648-AH89

**654. FLORIDA KEYS NATIONAL MARINE SANCTUARY**

**Priority:** Other Significant  
**CFR Citation:** 15 CFR 929

**Completed:**

Reason	Date	FR Cite
Final Action	01/30/97	62 FR 4578
Final Action Effective	07/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Stephanie R. Thornton

Phone: 301 713-3125  
**RIN:** 0648-AD85

**655. RESTRICTING OR PROHIBITING ATTRACTING SHARKS IN THE MONTEREY BAY NATIONAL MARINE SANCTUARY**

**Priority:** Substantive, Nonsignificant  
**CFR Citation:** 15 CFR 922

**Completed:**

Reason	Date	FR Cite
Final Action	12/19/96	61 FR 66913
Final Action Effective	01/21/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Elizabeth Moore  
 Phone: 301 713-3145

**RIN:** 0648-AH92

**656. NATIONAL WEATHER SERVICE MODERNIZATION CRITERIA FOR CLOSURE CERTIFICATION**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 946; 15 CFR 946 app A

**Completed:**

Reason	Date	FR Cite
Final Action	10/11/96	61 FR 53307
Final Action Effective	10/11/96	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nicholas Scheller  
 Phone: 301 713-0454  
 Fax: 301 713-1002

**RIN:** 0648-AI90

## DEPARTMENT OF COMMERCE (DOC)

## Completed Actions

## National Telecommunications and Information Administration (NTIA)

**657. PUBLIC TELECOMMUNICATIONS FACILITIES PROGRAM**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

**CFR Citation:** 15 CFR 2301

**Completed:**

Reason	Date	FR Cite
Final Action	11/08/96	61 FR 57966
Final Action Effective	11/08/96	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Bernadette McGuire-Rivera, Ph.D.

Phone: 202 482-5802

Fax: 202 482-2156

Email: PTFP@NTIA.DOC.GOV

**RIN:** 0660-AA09

## DEPARTMENT OF COMMERCE (DOC)

## Proposed Rule Stage

## Patent and Trademark Office (PTO)

**658. PATENT PROCESS REENGINEERING**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1

**Legal Deadline:** None

**Abstract:** Implement changes required to support reengineered patent process.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	

Action	Date	FR Cite
NPRM Comment Period End	08/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Stephen G. Kunin, Deputy Assistant Commissioner for Patent Policy and Projects, Department of Commerce, Patent and Trademark Office, Box DAC, Assistant Commissioner for Patents, Washington, DC 20231

Phone: 703 305-8850

Fax: 703 305-8825

**RIN:** 0651-AA84

**659. MISCELLANEOUS CHANGES TO TTAB RULES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 15 USC 1123

**CFR Citation:** 37 CFR 2.76(a) and (g); 37 CFR 2.85(e); 37 CFR 2.87(b); 37 CFR 2.101(d)(1); 37 CFR 2.102(c) and (d); 37 CFR 2.111(b) and (c)(1); 37 CFR 2.117; 37 CFR 2.119(d); 37 CFR 2.120(a); 37 CFR 2.121(d); 37 CFR 2.122(b) and (d); 37 CFR 2.123(b) and (f); 37 CFR 2.127(b); 37 CFR 2.134(a); 37 CFR 2.146(e)(1); ...

**Legal Deadline:** None

**Abstract:** These changes clarify TTAB rules, conform the rules to current practice, make minor modifications to simplify practice, and make minor corrections.

## DOC—PTO

## Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	07/00/97	
Final Action	09/00/97	
Final Action Effective	09/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** David Sams, Chief Administrative Trademark Judge, Department of Commerce, Patent and Trademark Office, 2900 Crystal Drive, BOX TTAB, Arlington, VA 22202  
Phone: 703 308-9300  
Fax: 703 308-9333

**RIN:** 0651-AA87

**660. LIMITATIONS IN PATENT CLAIMS**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 35 USC 6; 35 USC 112

**CFR Citation:** 37 CFR 1.75

**Legal Deadline:** None

**Abstract:** This rule will clarify claims and thereby expedite examination of patent applications. The rule will accomplish this by creating a framework for interpreting the language in claims.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	08/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Kenneth Corsello, Associate Solicitor, Department of Commerce, Patent and Trademark Office, Box 8, Washington, DC 20231  
Phone: 202 305-9041  
Fax: 703 305-9373  
Email: kenneth.corsello@uspto.gov

**RIN:** 0651-AA91

**661. REVISION OF PATENT AND TRADEMARK FEES FOR FISCAL YEAR 1998**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 41; 35 USC 1115; 35 USC 6; 35 USC 376; 35 USC 1051; 15 USC 1113; 15 USC 1123; PL 101-508; PL 102-204; PL 103-66

**CFR Citation:** 37 CFR 1.16; 37 CFR 1.17; 37 CFR 1.18; 37 CFR 1.19; 37 CFR 1.20; 37 CFR 1.21; 37 CFR 1.26; 37 CFR 1.445; 37 CFR 1.482; 37 CFR 1.492; 37 CFR 2.6

**Legal Deadline:** Final, Statutory, October 1, 1997.

**Abstract:** This rulemaking revises certain patent and trademark fees to reflect fluctuations in the Consumer Price Index (CPI) consistent with the Patent and Trademark Authorization Act of 1991 (Public Law 102-204).

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/97	
NPRM Comment Period End	06/00/97	
Final Action	08/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Matthew Lees, Systems Analyst, Office of Finance, Department of Commerce, Patent and Trademark Office, Commissioner of Patents and Trademarks, Washington, DC 20231  
Phone: 703 305-8051

**RIN:** 0651-AA92

**662. REQUIREMENTS FOR REGISTRATION TO PRACTICE BEFORE THE PTO IN PATENT CASES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 31; 35 USC 32

**CFR Citation:** 37 CFR 1.21; 37 CFR 10.7; 37 CFR 10.11

**Legal Deadline:** None

**Abstract:** This rulemaking involves the restructuring of the administration and format of the Registration Examination for Patent Practitioners and the establishment of a continuing education requirement and annual fee for registered practitioners.

**Timetable:**

Action	Date	FR Cite
ANPRM	09/30/96	61 FR 51072
ANPRM Comment Period End	12/06/96	
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	06/00/97	
Final Action Effective	07/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Karen L. Bovard, Director of Enrollment and Discipline, Department of Commerce, Patent and Trademark Office, Commissioner of Patents and Trademarks, Box 4, Washington, DC 20231  
Phone: 703 305-5316  
Fax: 703 305-5276

**RIN:** 0651-AA93

**663. • 1997 CHANGES TO PATENT PRACTICE AND PROCEDURE**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1; 37 CFR 5

**Legal Deadline:** None

**Abstract:** The proposed rule changes would simplify requirements, rearrange for better context, and eliminate unnecessary rules.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/97	
NPRM Comment Period End	08/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hiram H. Bernstein, Senior Legal Advisor, Department of Commerce, Patent and Trademark Office, Box DAC, Assistant Commissioner for Patents, Washington, DC 20231  
Phone: 703 305-9285  
Fax: 703 308-6916

**RIN:** 0651-AA94

**DEPARTMENT OF COMMERCE (DOC)**  
**Patent and Trademark Office (PTO)**

Final Rule Stage

**664. CHANGES TO IMPLEMENT 18-MONTH PUBLICATION OF PATENT APPLICATIONS**
**Priority:** Other Significant**Legal Authority:** 35 USC 6**CFR Citation:** 37 CFR 1**Legal Deadline:** None

**Abstract:** Congress is considering legislation that would mandate early publication of pending patent applications, except those under secrecy order. Early publication will require printing some information about pending patent applications 18 months after the effective filing date of each patent application. This rulemaking implements that legislation.

**Timetable:**

Action	Date	FR Cite
Notice of Public Hearing and Request for Public Comments	12/12/94	59 FR 63966
NPRM	08/15/95	60 FR 42352
NPRM Comment Period End	09/19/95	
Final Action	08/00/97	
Final Action Effective	09/00/97	

**Procedures for Amending Patent Applications**

Final Rule 08/19/96 (61 FR 42790)  
 Final Rule Effective 09/23/96

**Small Entities Affected:** None**Government Levels Affected:** None

**Additional Information:** This rulemaking incorporates RIN 0651-AA62: Procedures for Amending Patent Applications. Two final rules will issue from this action.

**Agency Contact:** Stephen G. Kunin, Deputy Assistant Commissioner for Patent Policy and Projects, Department of Commerce, Patent and Trademark Office, Box DAC, Assistant Commissioner for Patents, Washington, DC 20231

Phone: 703 305-8850

Fax: 703 305-8825

RIN: 0651-AA75

**665. RULES OF PRACTICE IN PATENT CASES; REEXAMINATION PROCEEDINGS**
**Priority:** Substantive, Nonsignificant**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1.901 to 1.907; 37 CFR 1.909; 37 CFR 1.911; 37 CFR 1.913; 37 CFR 1.915; 37 CFR 1.917; 37 CFR 1.919; 37 CFR 1.921; 37 CFR 1.923

**Legal Deadline:** None

**Abstract:** Proposed rules establish procedures for the Commissioner to reexamine U.S. patents. The rules afford third parties opportunity for greater participation.

**Timetable:**

Action	Date	FR Cite
NPRM	08/11/95	60 FR 41035
NPRM Comment Period End	09/22/95	
Final Action	08/00/97	
Final Action Effective	09/00/97	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Gerald A. Dost, Senior Legal Advisor, Department of Commerce, Patent and Trademark Office, Commissioner of Patents & Trademarks, Office of Petitions, Crystal Park 1, Rm. 520  
 Phone: 703 305-9282  
 Fax: 703 305-8825

RIN: 0651-AA79

**666. 1996 CHANGES TO PATENT PRACTICE AND PROCEDURE**
**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1; 37 CFR 3; 37 CFR 5; 37 CFR 7

**Legal Deadline:** None

**Abstract:** The proposed rule changes would simplify requirements, rearrange for better context, and eliminate unnecessary rules.

**Timetable:**

Action	Date	FR Cite
NPRM	09/23/96	61 FR 49820
NPRM Comment Period End	11/22/96	
Final Action	04/00/97	
Final Action Effective	06/00/97	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Hiram H. Bernstein, Senior Legal Advisor, Department of Commerce, Patent and Trademark Office, Box DAC, Assistant Commissioner for Patents, Washington, DC 20231

Phone: 703 305-9285

Fax: 703 308-6916

RIN: 0651-AA80

**667. CHANGES IMPLEMENTING INTERNATIONAL ACCEPTABLE NUCLEOTIDE AND/OR AMINO ACID SEQUENCE LISTINGS**
**Priority:** Substantive, Nonsignificant**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1.77; 37 CFR 1.821; 37 CFR 1.822; 37 CFR 1.823; 37 CFR 1.824; 37 CFR 1.825

**Legal Deadline:** None

**Abstract:** This rulemaking simplifies the requirements for submitting nucleic acid or amino acid sequences in computer readable form.

**Timetable:**

Action	Date	FR Cite
NPRM	10/04/96	61 FR 51855
NPRM Comment Period End	12/03/96	
Final Action	08/00/97	
Final Action Effective	10/00/97	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Esther M. Kepplinger, Department of Commerce, Patent and Trademark Office, Box Comments-Patents, Assistant Commissioner for Patents, Washington, DC 20231

Phone: 703 308-2339

Fax: 703 308-3601

Email: esther.kepplinger@uspto.gov

RIN: 0651-AA88

**DEPARTMENT OF COMMERCE (DOC)**  
**Patent and Trademark Office (PTO)**
**Long-Term Actions**
**668. PATENT APPLICATION  
ELECTRONIC SUBMISSION RULES**
**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 37 CFR 1; 37 CFR 2

**Timetable:**

Action	Date	FR Cite
ANPRM	11/30/92	57 FR 56537
ANPRM Comment Period End	03/01/93	
Next Action Undetermined		

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Paul Salmon  
Phone: 703 305-8600

**RIN:** 0651-AA50

**DEPARTMENT OF COMMERCE (DOC)**  
**Technology Administration (TA)**
**Final Rule Stage**
**669. RIGHTS TO INVENTIONS MADE  
BY NONPROFIT ORGANIZATIONS  
AND SMALL BUSINESS FIRMS  
UNDER GOVERNMENT GRANTS,  
CONTRACTS, AND COOPERATIVE  
AGREEMENTS**
**Priority:** Other Significant

**Legal Authority:** 35 USC 206

**CFR Citation:** 37 CFR 401

**Legal Deadline:** None

**Abstract:** We are evaluating the comments and will be making minor changes to the regulation which permitted electronic reporting of inventions.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	08/14/95	60 FR 41811
Comment Period End	09/13/95	
Final Action	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Jon Paugh, Acting Director, Technology Competitiveness, Department of Commerce, Technology Administration, Washington, DC 20230  
Phone: 202 482-2100

**RIN:** 0692-AA14

**670. ACQUISITION AND PROTECTION  
OF FOREIGN RIGHTS IN INVENTIONS**
**Priority:** Substantive, Nonsignificant

**Legal Authority:** EO 10096; 15 USC 3710d

**CFR Citation:** 37 CFR 101; 37 CFR 501

**Legal Deadline:** None

**Abstract:** On August 7, 1996, 37 CFR part 101 was abolished and 37 CFR part 501 expanded to cover foreign rights of inventions made by Federal employees.

We are evaluating the comments received on the interim final rule and will be making minor changes to the regulation.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	08/07/96	61 FR 40997
Final Action	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** John H. Raubitschek, Patent Counsel, Department of Commerce, Technology Administration, RH4613, Washington, DC 20230  
Phone: 202 482-8010  
Fax: 202 482-0523

**RIN:** 0692-AA15

**671. LICENSING OF FOREIGN  
PATENTS ACQUIRED BY THE  
GOVERNMENT**
**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** EO 9865; 35 USC 207; 35 USC 208; 35 USC 209

**CFR Citation:** 37 CFR 102; 37 CFR 404

**Legal Deadline:** None

**Abstract:** On August 7, 1996 37 CFR part 102 was abolished.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	08/07/96	61 FR 40997
Final Action	04/00/97	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** John H. Raubitschek, Patent Counsel, Department of Commerce, Technology Administration, RH 4613, Washington, DC 20230  
Phone: 202 482-8010  
Fax: 202 482-0528

**RIN:** 0692-AA16

**DEPARTMENT OF COMMERCE (DOC)**  
**Technology Administration (TA)**
**Long-Term Actions**
**672. PROMOTION OF PRIVATE  
SECTOR INDUSTRIAL TECHNOLOGY  
PARTNERSHIPS**
**Priority:** Substantive, Nonsignificant

**CFR Citation:** 15 CFR 1160 subpart A

**Timetable:**

Action	Date	FR Cite
ANPRM	00/00/00	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Mark Bohannon  
Phone: 202 482-1984

**RIN:** 0692-AA13

## DOC—TA

## Long-Term Actions

**673. LICENSING OF GOVERNMENT-OWNED INVENTIONS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

**CFR Citation:** 37 CFR 404**Timetable:** Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** John H. Raubitschek

Phone: 202 482-8010

Fax: 202 482-0523

**RIN:** 0692-AA17

[FR Doc. 97-5790 Filed 04-24-97; 8:45 am]

BILLING CODE 3510-BW-F