



Wednesday
October 29, 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, II, III, IV, VII, VIII, IX, and XI

19 CFR Ch. III

37 CFR Chs. I, IV, and V

48 CFR Ch. 13

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

October 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 April 1997 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 October 1997 regulatory agenda includes regulatory activities that are expected to be conducted during the period October 1, 1997, through September 30, 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 June 10, 1997, the Office of Management and Budget issued guidelines and procedures for the preparation and publication of the October 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.

Department of Commerce Regulatory Plan

For this edition of the Department of Commerce's agenda, the most significant regulatory actions are included in The Regulatory Plan, which appears in Part II of this issue of the **Federal Register**. The Regulatory Plan entries are listed in the Table of Contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate Sequence Number in Part II.

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 October 1997 regulatory agenda follows.

Dated: August 15, 1997.

Andrew Pincus,
General Counsel.

DOC

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
571	Nondiscrimination on the Basis of Sex in Education Programs and Activities Receiving or Benefiting From Federal Financial Assistance	0690-AA28

Office of the Secretary—Final Rule Stage

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

Office of the Secretary—Long-Term Actions

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

Office of the Secretary—Completed Actions

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

Bureau of Economic Analysis—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
575	Annual Survey of Royalties, License Fees, and Other Receipts and Payments for Intangible Rights Between U.S. and Unaffiliated Foreign Persons	0691-AA28
576	Benchmark Survey of Foreign Direct Investment in the United States—1997	0691-AA29
577	Annual Survey of Selected Services Transactions With Unaffiliated Foreign Persons	0691-AA30
578	Change in Reporting Requirements for BE-13/BE-14, Initial Report on a Foreign Person's Direct or Indirect Acquisition, Establishment, or Purchase of the Operating Assets, of a U.S.	0691-AA31
579	Change in Reporting Requirements for BE-15, Annual Survey of Foreign Direct Investment in the United States	0691-AA32
580	Change in Reporting Requirements for BE-605, Transactions of U.S. Affiliate, Except a U.S. Banking Affiliate, With Foreign Parent and BE-605 Bank, Transactions of U.S. Banking Affiliate	0691-AA33

Bureau of the Census—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
581	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
582	Changes to the Foreign Trade Statistical Regulations (FTSR) To Clarify the Definition of Exporter	0607-AA20
583	Changes to the Foreign Trade Statistical Regulations (FTSR) Requiring a Designator When the Export Shipment Is a Foreign Military Sale	0607-AA22
584	Special Services and Studies by the Bureau of the Census; General	0607-AA24
585	Furnishing Personal Census Data From Census of Population Schedules; General Requirements	0607-AA25
586	Furnishing Personal Census Data From Census of Population Schedules: General Requirements	0607-AA26

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Bureau of the Census—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
587	Special Services and Studies by the Bureau of the Census; Fee Structure for Age Search and Citizenship Information	0607-AA27

Bureau of the Census—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
588	Cutoff Dates for Recognition of Boundary Changes for the 2000 Decennial Census of Population and Housing	0607-AA18

Bureau of the Census—Completed Actions

Sequence Number	Title	Regulation Identifier Number
589	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

Economic Development Administration—Final Rule Stage

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

Economic Development Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
591	Regulations Contingent on the Economic Development Partnership Act of 1997	0610-AA56

General Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
592	Uniform Administrative Requirement for Grants and Agreements With Institutions of Higher Education, Hospitals, and Other Nonprofits and Commercial Organizations	0605-AA09
593	Administrative Requirements for Grantees To Reflect Single Audit Act Amendments	0605-AA11

International Trade Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
594	Antidumping and Countervailing Duty Proceedings; Administrative Protective Order Procedures and Procedures for Imposing Sanctions for Violation of a Protective Order	0625-AA43
595	Antidumping Duties; Countervailing Duties	0625-AA45
596	Technical Amendments to Regulations of the Foreign Trade Zones Board	0625-AA49

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International Trade Administration—Completed Actions

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

Bureau of Export Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
598	Defense Priorities and Allocations System (DPAS)	0694-AA02
599	Implementation of Chemical Weapons Convention	0694-AB06

Bureau of Export Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
600	Transfer of Dual-Use Items From U.S. Munitions List to the Commerce Control List	0694-AA52
601	Transfer of Certain Remote Sensing Satellites From the U.S. Munitions List to the CCL	0694-AB09
602	Implementation of the Wassenaar Arrangement List of Dual-Use Items: Revisions to the Commerce Control List and Reporting Under the Wassenaar Arrangement	0694-AB35
603	Change the Commerce Control List To Revise Controls on Communication Intercepting Devices (Export Commerce Control Number ECCN 5A980)	0694-AB41
604	Licensing of, and Expansion of National Security and Foreign Policy Controls on, Recoverable Encryption Software	0694-AB47
605	Clarification of License Exception GFT (Humanitarian Donations)	0694-AB49
606	Revisions to EAR as a Result of the Addition of Brazil and Ukraine to the Nuclear Suppliers Group	0694-AB50
607	Revisions to Commerce Control List: Addition of Technology and Software Controls for Certain Crime Control Commodities	0694-AB53
608	Revisions and Clarifications to the Export Administration Regulations; Commerce Control List	0694-AB55
609	Exports of Technology and Software; Release of Technology or Source Code to Foreign Nationals in the United States	0694-AB59
610	Oscilloscopes: ECCNs 3A202 and 3E201	0694-AB61
611	De Minimis Exclusion for Technology and Software	0694-AB62
612	Revisions to Antiterrorism Controls	0694-AB63
613	Revisions to the Export Administration Regulations: Duty To Inquire	0694-AB64

Bureau of Export Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
614	Revision of Foreign Boycott Provisions of Export Administration Regulations	0694-AA11
615	Clarification of Enhanced Proliferation Control Initiative (EPCI) "Catch-All" Provision and Validated License Requirements	0694-AB10
616	Administration of State Log Exports Ban	0694-AB25
617	Libya: Expansion of Foreign Policy Controls	0694-AB28
618	Revisions to the Export Administration Regulations; Additions to the Entity List	0694-AB60

Bureau of Export Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
619	Revisions to the EAR: Establishment of a Standard Saving Clause	0694-AB15
620	Revisions to Licensing Policy for North Korea	0694-AB19
621	Chemical Weapons Convention Implementing Regulations (Enforcement)	0694-AB39

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Bureau of Export Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
622	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
623	Export Regulation for Certain Exports of Business Equipment for Support to the Cuban People	0694-AB43
624	Revisions and Clarifications to the Export Administration Regulations	0694-AB56

National Institute of Standards & Technology—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
625	Procedures for Implementation of Fastener Quality Act	0693-AB43
626	Amendments to the Advanced Technology Program Regulations	0693-AB44

National Oceanic and Atmospheric Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
627	Atlantic Mackerel, Squid, and Butterfish Fisheries	0648-AK37
628	Options for 1997 Rulemaking for Banning the Sale of Undersized Atlantic Swordfish	0648-AK39

National Oceanic and Atmospheric Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
629	Amendment 10 to the Fishery Management Plan for the Atlantic Surf Clam and Ocean Quahog Fisheries	0648-AF41
630	Amendment 8 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic	0648-AG27
631	General Provisions for Domestic Fisheries—Standard Definitions	0648-AG46
632	Regulatory Amendment To Impose Restrictions on Fishing Black Rockfish Off Oregon	0648-AG81
633	Regulatory Amendment for Managing Pelagic Fisheries by U.S. Vessels Beyond EEZ Throughout Pacific	0648-AG85
634	Amendment 3 to the Fishery Management Plan for the Reef Fish Fishery of Puerto Rico and the U.S. Virgin Islands	0648-AG87
635	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
636	Regulatory Amendment To Facilitate Monitoring and Enforcement in the Pacific Coast Groundfish Fishery	0648-AH21
637	Amendment 7 to the Fishery Management Plan for American Lobster	0648-AH41
638	Amendment 1 to the Fishery Management Plan for Atlantic Bluefish	0648-AH63
639	FMP Amendment 36 for the Groundfish Fishery of the BSAI and FMP Amendment 39 for the Groundfish of the GOA	0648-AH67
640	Regulatory Amendment Requiring Longline Vessel Operators in the Western Pacific Pelagic Fisheries To Carry Observers at No Cost to U.S. Government	0648-AI31
641	Regulatory Amendment To Adjust the Annual Total Allowable Catch for Royal Red Shrimp in the Gulf of Mexico ...	0648-AI39
642	Amendment to the Observer Program	0648-AI69
643	Fishery Management Plan for the Atlantic Herring Fishery	0648-AI78
644	Regulatory Amendment To Revise the Product Recovery Rate Regulations	0648-AI87
645	Proposed Rule To Implement Vessel Identification and Reporting Requirements under the High Seas Fishing Compliance Act of 1995	0648-AI99
646	Fishery Data Reporting for Western Pacific Pelagic Fisheries	0648-AJ08
647	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
648	Amendment 15 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico	0648-AJ14
649	Amendment 11 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico - Resubmitted Measure	0648-AJ16
650	Regulatory Amendment To Restrict Pacific Groundfish Limited Entry Permit Transfers	0648-AJ20
651	Regulatory Amendment To Extend California Gillnet Regulations to the EEZ	0648-AJ21

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

Sequence Number	Title	Regulation Identifier Number
652	Amendment 10 to the Pacific Coast Groundfish FMP Regarding Salmon Bycatch in Groundfish Trawl	0648-AJ22
653	Amendment 7 to the Fishery Management Plan for the Atlantic Sea Scallop Fishery	0648-AJ33
654	Implementation of Use of Interactive Voice Response (IVR) System To Monitor Commercial Landings of Quota Managed Species on Weekly Basis	0648-AJ37
655	Amendment 9 to the Northeast Multispecies Fishery Management Plan	0648-AJ44
656	Amendment 3 to the Fishery Management Plan for the Scallop Fishery Off Alaska	0648-AJ51
657	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
658	Implementation of Pacific Insular Area Fishing Agreement Provisions of the Magnuson-Stevens Act	0648-AJ60
659	Atlantic Shark Fisheries; Amendment 2 (including rebuilding schedule)	0648-AJ64
660	Atlantic Tuna Fisheries; Regulatory Adjustments	0648-AJ66
661	Atlantic Tuna Fisheries; Fishery Management Plan Implementation	0648-AJ67
662	Atlantic Highly Migratory Species; Take Reduction Team Plan Implementation	0648-AJ68
663	Proposed Rule To Implement Procedures for Issuance of Permits Under Section 204(d) of the Magnuson-Stevens Fishing Conservation and Management Act	0648-AJ70
664	Amendment 49 to the Fishery Management Plan for the Groundfish Fishery of the Gulf of Alaska	0648-AJ71
665	Interim Final Rule to the Fishery Management Plan for the American Lobster Fishery	0648-AJ74
666	Implementation of Data Collection and Reporting Requirements to the Fishery Management Plan for the American Lobster Fishery	0648-AJ75
667	Proposed Rule To Implement Observer Provisions Required by the Magnuson-Stevens Fishery Conservation and Management Act as Amended October 11, 1996	0648-AJ76
668	Fisheries Obligation Guarantee Program—Statutory Amendments to Establish “Central Title and Lien Registry for Limited Access Permits”	0648-AJ77
669	Final Rule To Implement Framework Adjustment 18 to the Fishery Management Plan for the Northeast Multispecies Fishery	0648-AJ79
670	Regulatory Amendment To Change Membership Requirements for the Regional Fishery Management Councils	0648-AJ82
671	Halibut Donation Program	0648-AJ87
672	Interim Final Rule To Increase Minimum Size Limit for Vermillion Snapper in Federal Waters of Gulf of Mexico	0648-AJ89
673	Implement a Framework to the FMP for the Northeast Multispecies Fisheries To Protect Winter Flounder	0648-AJ92
674	Final Rule To Implement Framework Adjustment 24 to the Fishery Management Plan for the Northeast Multispecies Fishery	0648-AJ96
675	Regulatory Amendment To Change the Scallop Season Opening Date	0648-AJ98
676	Proposed Rule on Taking Marine Mammals Incidental to Power Plant Operations at Seabrook, New Hampshire	0648-AK00
677	Endangered and Threatened Species; Regulations Consolidation	0648-AK02
678	Amendments to Fishery Management Plans To Implement Sustainable Fisheries Act Amendments to the Magnuson-Stevens Act	0648-AK03
679	Amendment 9 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic	0648-AK05
680	Regulatory Amendment To Allow Retention of Undersized Halibut in CD Fishery	0648-AK06
681	Regulatory Amendment To Revise Specified Maximum Retainable Bycatch Percentages	0648-AK09
682	Regulatory Amendment To Implement Rolling Closures During the Sablefish Fishery in the Gulf of Alaska	0648-AK10
683	Adjustment of Management Program for Pelagic Species Fisheries in the Western Pacific	0648-AK11
684	FMP Amendment 46 for the Groundfish Fishery of the Gulf of Alaska	0648-AK13
685	Amendment 34 to the Groundfish of the Bering Sea and Aleutian Islands	0648-AK14
686	Rulemaking To Extend the Interim Observer Program Through 1998	0648-AK15
687	Rulemaking To Revise the Halibut Catch Share Plan Amendment for 1998	0648-AK18
688	Regulatory Amendment To Revise “Surviving Spouse” Language	0648-AK19
689	Regulatory Amendment To Specify Minimal Vessel Ownership Requirements for the Hired Skipper Provision in the IFQ Fisheries	0648-AK20
690	Adjustment of the Management Program for Bottomfish and Seamount Groundfish Fisheries in the Western Pacific	0648-AK21
691	Adjustment of Management Program for the Northwestern Hawaiian Islands Crustacean Fisheries	0648-AK22
692	Adjustment of the Management Program for Precious Corals Fisheries in the Western Pacific	0648-AK23
693	Regulatory Amendment To Implement 1998 Nontrawl Sablefish Harvest Region	0648-AK27
694	Regulatory Amendment To Adjust Management Measures Under the Fishery Management Plan for Reef Fish Species of the Gulf of Mexico (FMP) for the 1998 Fishing Season	0648-AK28
695	Additional Measures of Amendment 2 to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic—Procedures for Testing and Certification of Bycatch Reduction Devices (BRDS)	0648-AK29
696	Rulemaking To Clarify a Provision in the Observer Program CGL Insurance Coverage Requirements	0648-AK30
697	Amendment 16 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico	0648-AK31

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

Sequence Number	Title	Regulation Identifier Number
698	Regulatory Amendment for a Bycatch Reduction Device (BRD) Testing and Certification Protocol Under Amendment 9 to the FMP for the Shrimp Fishery of the Gulf of Mexico	0648-AK32
699	Regulations Governing the Incidental Taking of Ringed Seals During Seismic Operations During Winter in the U.S. Beaufort Sea	0648-AK33
700	Regulatory Amendment to Revise the Recordkeeping and Reporting Requirements for Groundfish Fisheries of the EEZ Off of Alaska for 1998	0648-AK36
701	Regulatory Amendment to Implement Seabird Avoidance Measures in the Pacific Halibut Fishery Off of Alaska	0648-AK38
702	Foreign Nations' Marine Mammal Program Amendments	0648-AG05
703	Taking and Importing of Marine Mammals; Taking of Marine Mammals Under the ATA Permit After February 28, 1994	0648-AG36
704	Designated Critical Habitat; Pacific Steelhead	0648-AG49
705	Proposed Designation of Critical Habitat for Puget Sound Salmon Stocks	0648-AH11
706	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
707	Proposed Rule Governing the Issuance of Permits for Marine Mammal Photography	0648-AH31
708	Amend Regulations Governing the Taking and Importing of Marine Mammals	0648-AH83
709	Critical Habitat Designation for Green and Hawksbill Sea Turtle in Puerto Rico	0648-AH88
710	Taking of Marine Mammals Incidental to Commercial Fishing Operations; Take Reduction Plan Regulations and Emergency Regulations	0648-AI84
711	Implementation of 1997 MMPA Amendments Affecting Yellowfin Tuna Purse Seine Fishing in the Eastern Tropical Pacific	0648-AI85
712	Amendment 10 to the Summer Flounder Fishery Management Plan	0648-AJ55
713	Operations of Motorized Personal Watercraft in the Gulf of the Farallones National Marine Sanctuary	0648-AK01
714	Licensing of Private Commercial Remote-Sensing Satellite Systems (Reg Plan Seq. No. 14)	0648-AC64
715	Policies and Procedures Regarding Use of the NOAA-Based Data Collection Systems	0648-AK04

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

National Oceanic and Atmospheric Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
716	Regulatory Amendment To Implement Permit, Reporting, and Recordkeeping Requirements for Processing Vessels Over 125 Feet and Their Catcher Vessels: Pacific Coast Groundfish	0648-AE01
717	Secretarial Amendment to the FMP for Atlantic Swordfish	0648-AE09
718	Financial Disclosure of Fishery Management Council Nominees, Members, and Executive Directors	0648-AG16
719	Amendment 8 to the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic (FMP)	0648-AG25
720	Regulatory Amendment To Establish a Certification Program for At-Sea Scales	0648-AG32
721	Amendment 9 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico	0648-AH52
722	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
723	Plan Amendment to FMP for Sharks of the Atlantic Ocean That Would Limit Entry	0648-AH78
724	Consolidation of Atlantic Highly Migratory Species Regulations	0648-AI28
725	Regulatory Amendment to Limited Access Management of Federal Fisheries In and Off of Alaska	0648-AJ00
726	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
727	Guidelines for the Description, Identification, Conservation, and Enhancement of Essential Fish Habitat	0648-AJ30
728	Amendment 49 to the FMP for the Groundfish Fishery of the BSAI	0648-AJ36
729	Amendment 40 to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands	0648-AJ45
730	Magnuson-Stevens Act Provisions; National Standards Guidelines	0648-AJ58
731	Atlantic Swordfish Fishery; Quotas	0648-AJ63
732	Withdrawal of the Fishery Management Plan for the American Lobster Fishery	0648-AJ73
733	Final Definition of the Zero Mortality Rate Goal	0648-AJ84
734	List of Fisheries for 1998	0648-AJ85
735	Endangered and Threatened Species: Take of Threatened Southern Oregon/Northern California Coast Evolutionarily Significant Unit (ESU) Coho Salmon	0648-AJ91
736	Antarctic Marine Living Resources Convention Act of 1984; Conservation and Management Measures	0648-AJ94

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

Sequence Number	Title	Regulation Identifier Number
737	Magnuson Act Provisions; Appointment of Indian Tribal Representative to Pacific Fishery Management Council	0648-AJ95
738	Northern Anchovy Fishery; Quotas for the 1998-99 Fishing Year (Annual Specifications)	0648-AK24
739	1998-1999 Management Measures for Commercial, Recreational, and Treaty Indian Salmon Fisheries Off the Coasts of Washington, Oregon, and California	0648-AK25
740	Regulatory Amendment To Implement Observer Requirements for Processing Vessels Over 125 Feet: Pacific Coast Groundfish	0648-AK26
741	Endangered and Threatened Species; Regulations Consolidation	0648-AK34
742	Final Rule To Modify the Regulations Implementing the Northeast Multispecies Fishery Management Plan	0648-AK35
743	Civil Procedures	0648-AF96
744	Taking and Importing of Marine Mammals; Dolphin Mortality Limits During Purse Seine Sets on Marine Mammals in the Eastern Tropical Pacific	0648-AF07
745	Taking and Importing of Marine Mammals; "Dolphin-Safe" Tuna Labeling	0648-AF08
746	Designated Critical Habitat; Johnson's Seagrass	0648-AF79
747	Take of Marine Mammals by the U.S. Navy Incidental to Military Activities in the South Atlantic of the United States	0648-AG55
748	Designated Critical Habitat; Pacific Coho Salmon	0648-AG56
749	Designated Critical Habitat; Umpqua River Sea-Run Cutthroat Trout	0648-AG58
750	Final Rule To Establish Guidelines for Nonlethally Detering Marine Mammals From Endangering Personal Safety or Damaging Public or Private Property	0648-AH19
751	General Authorization for Scientific Research Involving Level B Harassment	0648-AH20
752	North Atlantic Right Whale Protection; Interim Final Rule	0648-AH47
753	Joint Draft Policy for Safe Harbor and Candidate Species Conservation (CSC) Agreements	0648-AJ54
754	Thunder Bay National Marine Sanctuary	0648-AE41
755	Allowance of Small-Scale Non-Intrusive Jade Collecting in Monterey Bay National Marine Sanctuary	0648-AI06

National Oceanic and Atmospheric Administration—Long-Term Actions

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756	Fishery Management Plan for Tilefish	0648-AF87
757	Amendment 1 to the Fishery Management Plan for Atlantic Billfish	0648-AF88
758	Regulatory Amendment for the Gulf of Alaska Seamount Fisheries	0648-AG94
759	Regulatory Amendment To Require Electronic Submission by Alaska Groundfish Processors of Weekly Production Reports and Check In/Out Reports	0648-AI66
760	Regulatory Amendment To Prevent Overfishing and Rebuild Stocks	0648-AJ46
761	Regulatory Amendment To Implement Bycatch Reduction Measures	0648-AJ47
762	Amendments to the BSAI and GOA Fishery Management Plans To Implement a Data Collection Program for Recreational, Charter, and Commercial Fishing	0648-AJ49
763	Regulatory Amendment To Revise Definitions	0648-AJ50
764	FMP Amendments to BSAI Groundfish and the Groundfish of the GOA to Allocate Shortraker Rougheye Rockfish between Gear Types	0648-AJ99
765	Rulemaking To Establish the North Pacific Loan Program	0648-AK07
766	Regulatory Amendment To Develop a C. Bairdi Vessel Incentive Program	0648-AK08
767	FMP Amendments for the Groundfish Fishery of the Bering Sea and Aleutian Islands and for the Groundfish of the Gulf of Alaska	0648-AK12
768	Regulatory Amendment To Allocate Pacific Halibut to the Halibut Subsistence Fishery	0648-AK16
769	Regulatory Amendment To Allocate Pacific Halibut to the Charter Boat Fleet	0648-AK17
770	Performance Standards for Tuna Vessel Operators	0648-AD03
771	Sea Turtle Monitoring and Conservation Measures for Nonshrimp Fisheries	0648-AE54
772	Proposed Rule To Require Certain Fish From Mexico To Retain Heads and Tails Intact in Order To Protect the Endangered Totoaba	0648-AF32
773	Taking of Marine Mammals Incidental to Fisheries-Related Research	0648-AF50
774	Direct Take of Threatened Salmon by Native Americans	0648-AG15
775	Taking and Importing of Marine Mammals: Tuna Purse Seine Vessel Observer Expenses	0648-AG35
776	General Provisions; Endangered Fish or Wildlife; Threatened Fish and Wildlife; Sea Turtle Conservation Measures (Section 9 Protection)	0648-AG38
777	Designated Critical Habitat; Atlantic Salmon	0648-AG50

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

Sequence Number	Title	Regulation Identifier Number
778	Proposed Rule To Authorize Lethal Takings of Marine Mammals by State Authorities	0648-AG79
779	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
780	Taking and Importing of Marine Mammals: Proposed Rule Prohibiting U.S. Citizens From Encircling Marine Mammals During Tuna Fishing Operations	0648-AH04
781	Shrimp Vessel Registration Requirement	0648-AH87
782	Revision of Federal Consistency Regulations Under the Coastal Zone Management Act	0648-AD83
783	Revision of Overflight Regulations	0648-AI91
784	Regional Marine Research Program	0648-AF20
785	NOAA Climate and Global Change Program—Proposal Submission Guidelines	0648-AG51
786	National Undersea Research Program Funding Regulations	0648-AH90

National Oceanic and Atmospheric Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
787	Regulatory Adjustments to the FMP for Sharks of the Atlantic Ocean	0648-AH77
788	Regulatory Amendment To Establish Management Measures for Atlantic and Gulf Groups of King and Spanish Mackerel for the 1996-97 Fishing Year	0648-AI13
789	Advance Notice of Proposed Rulemaking for the American Lobster Fishery Management Plan	0648-AI14
790	Amendment 2 to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic	0648-AI15
791	Withdrawal of Federal Fisheries Regulations	0648-AI16
792	Amendment 7 to the Atlantic Sea Scallop Fishery Management Plan	0648-AI36
793	Regulatory Amendment To Revise the Recordkeeping and Reporting Requirements for Groundfish Fisheries of the EEZ off of Alaska for 1998	0648-AI68
794	Pacific Whiting Allocation Among Non-Tribal Sectors and Seasonal Framework	0648-AI80
795	Amendment 12 to FMP for Salmon Fisheries Off the Coasts of Washington, Oregon, and California	0648-AI82
796	Amendment 2 to the Fishery Management Plan for the Scallop Fishery Off Alaska	0648-AI88
797	A Moratorium on Issuance of New Permits for Fishing in the Mau Zone Portion of the NWHI Bottomfish Fishery	0648-AJ02
798	Options for Angling Category Season for the Atlantic Season for the Atlantic Bluefin Tuna Fisheries	0648-AJ04
799	Proposed Rule To Implement Amendment 6 to the Fishery Management Plan for Atlantic Mackerel, Squid, and Butterfish Fisheries	0648-AJ06
800	1997-98 Management Measures for Commercial, Recreational, and Treaty Indian Salmon Fisheries Off the Coasts of WA, OR, and CA	0648-AJ09
801	Regulatory Amendment To Adjust Reef Fish Management Measures to the Gulf of Mexico for the 1997 Season	0648-AJ13
802	Weakfish Regulations for the Exclusive Economic Zone (EEZ)	0648-AJ15
803	Regulatory Amendment To Implement 1997 Nontrawl Sablefish Harvest Regime	0648-AJ19
804	Amendment 9 to the Pacific Coast Groundfish FMP To Require Endorsements in the Sablefish Fishery	0648-AJ23
805	Regulations of Greater Amberjack, Lesser Amberjack, Banded Rudderfish, and/or Almacojack Under the FMP for Reefish Resources of GOM	0648-AJ27
806	Framework Adjustment 23 to the Fishery Management Plan for the Northeast Multispecies Fishery	0648-AJ32
807	Implementation of Measures Contained in Framework Adjustment 21 to the Northeast Multispecies FMP	0648-AJ34
808	Regulatory Amendment to Require a Six-Hour Notice of Landing of Individual Fishing Quota (IFQ) Species	0648-AJ35
809	Amendment of Consolidated Regulations at 50 CFR 679 To Include the High Seas Salmon Fishery Off Alaska Regulations	0648-AJ38
810	Implementation of Measures To Avoid Sea Birds in the Alaska Longline Groundfish Fishery	0648-AJ39
811	Summer Flounder, Scup, and Black Sea Bass Fishery, 1997 Summer Flounder Recreational Fishery Specifications	0648-AJ42
812	Final rule to implement Framework Adjustment 20 to the Fishery Management Plan for the Northeast Multispecies Fishery	0648-AJ43
813	Framework Adjustment 22 to the Northeast Multispecies and Framework Adjustment 4 to the American Lobster Fishery Management Plans	0648-AJ48
814	Summer Flounder, Scup, and Black Sea Bass Fisheries; 1997 Scup Recreational Fishery Specifications	0648-AJ53
815	1997 Harvest Guideline for Northwestern Hawaiian Islands Lobster Fishery	0648-AJ56
816	Adjustment of Area Closure for Northwestern Hawaiian Islands (NWHI) Lobster Fishery for Vessels With Vessel Monitoring System Equipment	0648-AJ57
817	Magnuson-Stevens Act Provisions; Foreign Fishing Vessels in Internal Waters	0648-AJ59

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National Oceanic and Atmospheric Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
818	Adjustment of Northwestern Hawaiian Islands (NWHI) Lobster Harvest Guideline System To Prevent Overfishing ..	0648-AJ61
819	Framework Adjustment 9 to the Atlantic Sea Scallop Fishery Management Plan	0648-AJ62
820	Atlantic Tuna Fisheries; Effort Controls	0648-AJ65
821	Atlantic Tuna Fisheries; Annual Atlantic Bluefin Tuna Quotas	0648-AJ69
822	Procedures Governing Establishment and Operation of Fishery Negotiation Panels	0648-AJ72
823	Final Rule To Add Regulation Implementing the Fishery Management Plan for the Atlantic Bluefish Fishery to the Consolidated Northeast Fisheries Regulations	0648-AJ78
824	Final Rule To Implement Framework Adjustment 16 to the Northeast Multispecies Fishery Management Plan	0648-AJ80
825	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
826	Fur Seal Subsistence Harvest Estimates for 1997-1999; 1994-1996 Subsistence Harvests on the Pribilof Islands ...	0648-AJ86
827	Establishment of Control Date for Black Sea Bass Pot Fishery of South Atlantic EEZ	0648-AJ88
828	Proposed Trade Restrictions for Atlantic Bluefin Tuna	0648-AJ93
829	Final Rule To Implement a Framework Adjustment to the Fishery Management Plan for the Northeast Multispecies Fishery	0648-AJ97
830	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
831	Designation of Critical Habitat for the Gulf of Maine Population of Harbor Porpoise	0648-AG06
832	Final Rule; Taking and Importing of Marine Mammals; Consolidation of Regulations	0648-AI89
833	Hawaiian Islands Humpback Whale National Marine Sanctuary	0648-AH91
834	Revision of Coastal Zone Management Act Regulations To Conform to Statutory Changes	0648-AJ24
835	National Weather Service Modernization Criteria for Automation of D-Service Level NWS Sites	0648-AJ83

Patent and Trademark Office—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
836	Requirements for Registration to Practice Before the PTO in Patent Cases	0651-AA93
837	1998 Changes to Patent Practice and Procedure	0651-AA94
838	Technical Requirements for Registration To Practice Before the PTO in Patent Cases	0651-AA95
839	Revision of Patent and Trademark Fees for Fiscal Year 1998	0651-AA96

Patent and Trademark Office—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
840	Changes To Implement 18-Month Publication of Patent Applications	0651-AA75
841	Rules of Practice in Patent Cases; Reexamination Proceedings	0651-AA79
842	Changes To Patent Practice and Procedure	0651-AA80
843	Miscellaneous Changes to TTAB Rules	0651-AA87
844	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
845	Patent Application Electronic Submission Rules	0651-AA50
846	Limitations in Patent Claims	0651-AA91

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Patent and Trademark Office—Completed Actions

Sequence Number	Title	Regulation Identifier Number
847	Patent Process Reengineering	0651-AA84
848	Revision of Patent and Trademark Fees for Fiscal Year 1998	0651-AA92

Technology Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
849	Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts, and Cooperative Agreements	0692-AA14
850	Acquisition and Protection of Foreign Rights in Inventions	0692-AA15

Technology Administration—Long-Term Actions

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

Technology Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
853	Licensing of Foreign Patents Acquired by the Government	0692-AA16

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

Proposed Rule Stage

571. • NONDISCRIMINATION ON THE BASIS OF SEX IN EDUCATION PROGRAMS AND ACTIVITIES RECEIVING OR BENEFITING FROM FEDERAL FINANCIAL ASSISTANCE

Priority: Other Significant

Legal Authority: PL 92-318, sec 901 and 902

CFR Citation: 15 CFR 8a

Legal Deadline: None

Abstract: The Department of Commerce plans to join with the Department of

Justice and other agencies in a Governmentwide common rule to enforce title IX of the Education Amendments of 1972. The rule will provide guidelines for enforcing nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kimberly H. Walton, Acting Director, Office of Civil Rights, Department of Commerce, Office of the Secretary, Room 6010, Washington, DC 20230
Phone: 202 482-3940

RIN: 0690-AA28

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

Final Rule Stage

572. GUIDELINES FOR EMPOWERMENT CONTRACTING

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: EO 13005, Empowerment Contracting

CFR Citation: 15 CFR 3

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 will issue regulations which, together with revisions to the Federal Acquisition Regulations, will implement the Executive order.

Timetable:

Action	Date	FR Cite
NPRM	09/13/96	61 FR 48463
NPRM Comment Period End	12/01/96	61 FR 55616
NPRM Comment Period Extended to	01/06/97	61 FR 64321

Action	Date	FR Cite
Second NPRM	05/20/97	62 FR 27556
Second NPRM Comment Period End	07/21/97	
Final Action	10/00/97	

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)
Office of the Secretary (OS)

Long-Term Actions

573. 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)
Office of the Secretary (OS)

Completed Actions

574. 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.

CFR Citation: 48 CFR 1301 to 1353

Completed:

Reason	Date	FR Cite
Withdrawn	07/18/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joe Gray
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RIN: 0690-AA26

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

Proposed Rule Stage

575. 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 Svs Survey Act

CFR Citation: 15 CFR 801

Legal Deadline: None

Abstract: This is the 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	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: R. David Belli, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, Washington, DC 20230

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Email: david.belli@bea.doc.gov

RIN: 0691-AA28

576. 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 Svs 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	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: R. David Belli, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, (BE-50), Washington, DC 20230

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Fax: 202 606-5318

Email: david.belli@bea.doc.gov

RIN: 0691-AA29

577. ANNUAL SURVEY OF SELECTED SERVICES TRANSACTIONS WITH UNAFFILIATED FOREIGN PERSONS

Priority: Substantive, Nonsignificant

Legal Authority: 22 USC 3101 to 3108 Intl Investment & Trade in Svs 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 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 1996 BE-20 survey.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	
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, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, (BE-50), Washington, DC 20230

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Email: david.belli@bea.doc.gov

RIN: 0691-AA30

578. • CHANGE IN REPORTING REQUIREMENTS FOR BE-13/BE-14, INITIAL REPORT ON A FOREIGN PERSON'S DIRECT OR INDIRECT ACQUISITION, ESTABLISHMENT, OR PURCHASE OF THE OPERATING ASSETS, OF A U.S.

Priority: Substantive, Nonsignificant

Legal Authority: 22 USC 3101 to 3108 Intl Investment and Trade in Svs Survey Act

CFR Citation: 15 CFR 806

Legal Deadline: None

Abstract: This action will amend existing rule 15 CFR 806.15 to bring reporting on the BE-13, Initial Report on a Foreign Person's Direct or Indirect Acquisition, Establishment, or Purchase of the Operating Assets, of a U.S. Business Enterprise, Including Real Estate and BE-14, Report by a U.S. Person Who Assists or Intervenes in the Acquisition of a U.S. Business Enterprise by, or Who Enters Into a Joint Venture With, a Foreign Person, into conformity with the proposed BE-12, Benchmark Survey of Foreign Direct Investment in the United States - 1997. The proposed changes raise the exemption level for reporting to \$3 million from \$1 million and, on the BE-13, change the industry coding to the new North American Industry Coding System (NAICS).

DOC—BEA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	12/00/97	
Final Action	01/00/98	
Final Action Effective	02/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: R. David Belli, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, Washington, DC 20230
Phone: 202 606-9800
Fax: 202 606-5318
RIN: 0691-AA31

579. • CHANGE IN REPORTING REQUIREMENTS FOR BE-15, ANNUAL SURVEY OF FOREIGN DIRECT INVESTMENT IN THE UNITED STATES

Priority: Substantive, Nonsignificant

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

CFR Citation: 15 CFR 806

Legal Deadline: None

Abstract: This action will amend existing rule 15 CFR 806.15 to bring reporting on the BE-15, Annual Survey of Foreign Direct Investment in the United States, into conformity with the proposed BE-12, Benchmark Survey of Foreign Direct Investment in the United States - 1997. The proposed changes

will raise the threshold for reporting on the BE-15(LF) long form to \$100 million from \$50 million and on the BE-15(SF) short form to \$30 million from \$10 million.

Timetable:

Action	Date	FR Cite
NPRM	09/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: R. David Belli, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, (BE-50), Washington, DC 20230
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Fax: 202 606-5318
Email: david.belli@bea.doc.gov
RIN: 0691-AA32

580. • CHANGE IN REPORTING REQUIREMENTS FOR BE-605, TRANSACTIONS OF U.S. AFFILIATE, EXCEPT A U.S. BANKING AFFILIATE, WITH FOREIGN PARENT AND BE-605 BANK, TRANSACTIONS OF U.S. BANKING AFFILIATE

Priority: Substantive, Nonsignificant

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

CFR Citation: 15 CFR 806

Legal Deadline: None

Abstract: This action will amend existing rule 15 CFR 806.15 to bring reporting on the BE-605, Transactions of U.S. Affiliate, Except a U.S. Banking Affiliate, with Foreign Parent and on the BE-605 Bank, Transactions of U.S. Banking Affiliate with Foreign Parent, into conformity with the proposed BE-12, Benchmark Survey of Foreign Direct Investment in the United States - 1997. The proposed changes raise the exemption level for reporting to \$30 million from \$20 million and request that detail by type of service on trade in services between U.S. affiliates and their foreign parents be reported once each year.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	12/00/97	
Final Action	01/00/98	
Final Action Effective	02/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: R. David Belli, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, (BE-50), Washington, DC 20230
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RIN: 0691-AA33

DEPARTMENT OF COMMERCE (DOC)

Bureau of the Census (CENSUS)

Proposed Rule Stage

581. 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.

Legal Authority: 13 USC 301 to 307

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

Legal Deadline: None

Abstract: The Census Bureau proposes to amend the FTSR to conform requirements and language to agree with proposed changes in the U.S. Customs Service regulations implementing and supporting operation of the AES. The AES will provide the exporting community with a single automated system throughout which the exporting community can ultimately provide the trade information required by the U.S. Government.

Timetable:

Action	Date	FR Cite
NPRM	07/00/98	
NPRM Comment Period End	09/00/98	

Small Entities Affected: None

Government Levels Affected: Federal

Additional Information: The title 13 U.S.C. legislation governing export statistical collection requires minor amendments to clarify U.S. Customs Service authority necessary to collect the required information via the AES. Draft legislation, sponsored by the Customs Service, is now at the Commerce Department for initial

DOC—CENSUS

Proposed Rule Stage

review. This legislation must be enacted before 15 CFR can be amended.

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-AA19

582. 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	12/00/97	
NPRM Comment Period End	02/00/98	
Final Action	04/00/98	

Small Entities Affected: None

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

583. 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	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	12/00/97	

Small Entities Affected: None

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

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

Priority: Info./Admin./Other

Legal Authority: 15 USC 1526; 13 USC 8

CFR Citation: 15 CFR 50.1(d)

Legal Deadline: None

Abstract: Chapter 1, part 50.1(d) should be amended to read as follows: If a search is unsuccessful and additional information for a further search is requested by the Bureau, such information must be received within 90 days of the request or the case will be considered closed. Additional information received after 90 days must be accompanied by a new fee and will be considered a new request.

Timetable:

Action	Date	FR Cite
NPRM	01/00/98	

Action	Date	FR Cite
NPRM Comment Period End	02/00/98	
Final Action	03/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Stanley M. Domzalski, Assistant Division Chief (Services), Data Preparation Division, Department of Commerce, Bureau of the Census, 1201 East 10th Street, Jeffersonville, IN 47132
Phone: 812 218-3579
Fax: 812 218-3293

RIN: 0607-AA24

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

Priority: Info./Admin./Other

Legal Authority: 13 USC 8

CFR Citation: 15 CFR 80.1(c)

Legal Deadline: None

Abstract: Chapter 1, part 80.1(c): Change the address from Pittsburg, Kansas 66762 to Jeffersonville, Indiana 47131.

Timetable:

Action	Date	FR Cite
NPRM	01/00/98	
NPRM Comment Period End	02/00/98	
Final Action	03/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Stanley M. Domzalski, Assistant Division Chief (Services), Data Preparation Division, Department of Commerce, Bureau of the Census, 1201 East 10th Street, Jeffersonville, IN 47132
Phone: 812 218-3579
Fax: 812 218-3293

RIN: 0607-AA25

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

Priority: Info./Admin./Other

Legal Authority: 13 USC 8

CFR Citation: 15 CFR 80.1(g)

Legal Deadline: None

Abstract: Chapter 1, part 80.1(g): The language may be clarified by changing

DOC—CENSUS

Proposed Rule Stage

it to read: Census information will not be furnished to another person unless the person to whom the information relates authorizes such release in the space provided on the Form BC-600.

Timetable:

Action	Date	FR Cite
NPRM	02/00/98	
NPRM Comment Period End	03/00/98	
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Stanley M. Domzalski, Assistant Division Chief (Services), Data Preparation Division, Department of Commerce, Bureau of the Census, 1201 East 10th Street, Jeffersonville, IN 47132

Phone: 812 218-3579
 Fax: 812 218-3293
RIN: 0607-AA26

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

Priority: Info./Admin./Other

Legal Authority: 15 USC 1526; 13 USC 8

CFR Citation: 15 CFR 50.5

Legal Deadline: None

Abstract: Chapter 1, part 50.5: the note following the chart of the fee structure can be eliminated since we have not had a fee increase since February 1993.

Timetable:

Action	Date	FR Cite
NPRM	01/00/98	
NPRM Comment Period End	02/00/98	
Final Action	03/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Stanley M. Domzalski, Assistant Division Chief (Services), Data Preparation Division, Department of Commerce, Bureau of the Census, 1201 East 10th Street, Jeffersonville, IN 47132
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 Fax: 812 218-3293

RIN: 0607-AA27

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

Final Rule Stage

588. 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 will 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
Final Action	12/00/97	

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

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

Completed Actions

589. 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

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

Completed:

Reason	Date	FR Cite
Final Action	09/22/97	62 FR 49436
Final Action Effective	09/22/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bruce C. Walter

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

RIN: 0607-AA23

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

Final Rule Stage

590. 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	11/00/97	

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
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RIN: 0610-AA55

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

Long-Term Actions

591. • REGULATIONS CONTINGENT ON THE ECONOMIC DEVELOPMENT PARTNERSHIP ACT OF 1997

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: Contingent on the Economic Development Partnership Act of 1997

CFR Citation: 13 CFR ch III
Legal Deadline: None

Abstract: These regulations are contingent on passage and signing into law of the Economic Development Partnership Act of 1997 (EDPA). EDPA and these regulations will: preserve the integrity and flexibility of EDA programs; eliminate obsolete provision of PWEDA; achieve programmatic consistency while recognizing current programs; serve EDA grantees and applicants with existing resources; enhance further the EDA focus on distress; expand EDA partnerships in economic development including cooperation amongst Federal agencies; and implement cost-saving provisions that will maximize the use of Federal dollars.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal

Sectors Affected: Multiple

Agency Contact: Edward M. Levin, Chief Counsel, Department of Commerce, Economic Development Administration, 14th Street and Constitution Avenue NW., Washington, DC 20230
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RIN: 0610-AA56

DEPARTMENT OF COMMERCE (DOC)
General Administration (ADMIN)

Final Rule Stage

592. UNIFORM ADMINISTRATIVE REQUIREMENT FOR GRANTS AND AGREEMENTS WITH INSTITUTIONS OF HIGHER EDUCATION, HOSPITALS, AND OTHER NONPROFITS AND COMMERCIAL ORGANIZATIONS

Priority: Other Significant
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

593. • ADMINISTRATIVE REQUIREMENTS FOR GRANTEES TO REFLECT SINGLE AUDIT ACT AMENDMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301

CFR Citation: 15 CFR 24

Legal Deadline: None

Abstract: The Department of Commerce is joining with other agencies in a

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Final Rule Stage

common rule to adopt the Office of Management and Budget revised Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations" pursuant to the Single Audit Act of 1984, as amended.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/29/97	62 FR 45937

Action	Date	FR Cite
Interim Final Rule Effective	09/29/97	
Interim Final Rule Comment Period End	10/28/97	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: John J. Phelan III, Director, Office of Executive Assistance Management, Department of Commerce, Room 6020, 14th Street and Constitution Avenue NW., Washington, DC 20230
Phone: 202 482-4115

RIN: 0605-AA11

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

Final Rule Stage

594. 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 Period End	03/11/96	
Final Action	10/00/97	

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

595. 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. Final antidumping regulations were issued on May 19, 1997. Proposed countervailing duty regulations were issued on February 26, 1997.

Timetable:

Action	Date	FR Cite
ANPRM	01/03/95	60 FR 80
ANPRM Comment Period End	02/24/95	
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 Period End	06/17/96	
NPRM for Countervailing Duty Regulations	02/26/97	62 FR 8818
Final Rule for Antidumping Regulations	05/19/97	62 FR 27296
Final Action	10/00/97	

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

DOC—ITA

Final Rule Stage

596. • TECHNICAL AMENDMENTS TO REGULATIONS OF THE FOREIGN TRADE ZONES BOARD

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 81a to 81u

CFR Citation: 15 CFR 400

Legal Deadline: None

Abstract: The Foreign Trade Zones Board plans to amend the regulations to conform with an amendment to the Foreign Trade Zones Act by section 910

of the National Defense Authorization Act of 1996, which removed the Secretary of the Army from membership on the Foreign Trade Zones Board, and recent revisions by the U.S. Customs Service to its organizational structure, which eliminated Regional Commissioner and District Director positions.

Timetable:

Action	Date	FR Cite
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John J. DaPonte, Jr., Executive Secretary, FTZ Board, Department of Commerce, International Trade Administration, Room 3716, Washington, DC 20230
Phone: 202 482-2862

RIN: 0625-AA49

DEPARTMENT OF COMMERCE (DOC)

Completed Actions

International Trade Administration (ITA)

597. 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.

CFR Citation: 15 CFR 301

Completed:

Reason	Date	FR Cite
Withdrawn - Seeking Statutory Authority	07/16/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Frank Creel
Phone: 202 482-4216
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RIN: 0625-AA47

DEPARTMENT OF COMMERCE (DOC)

Proposed Rule Stage

Bureau of Export Administration (BXA)

598. 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 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	10/00/97	

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

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RIN: 0694-AA02

599. 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.

This rule will also set forth the acts which constitute a violation under the Chemical Weapons Convention and the penalties for violators.

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Proposed Rule Stage

In addition, this rule will implement the provisions of the Chemical Weapons Convention that affect exports and reexports subject to the jurisdiction of the Commerce Department.

Timetable:

Action	Date	FR Cite
ANPRM	12/23/94	59 FR 66291
ANPRM Comment Period End	01/23/95	
NPRM	10/00/97	

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
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RIN: 0694-AB06

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

Final Rule Stage

600. 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)

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

Action	Date	FR Cite
Transfer of Items From the USML to the CCL; Imposition of Certain Foreign Policy Controls	10/26/93	58 FR 57549
Final Action	12/00/97	

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
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Email: jlewis@bxa.doc.gov
RIN: 0694-AA52

601. 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	11/00/97	

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
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RIN: 0694-AB09

602. IMPLEMENTATION OF THE WASSENAAR ARRANGEMENT LIST OF DUAL-USE ITEMS: REVISIONS TO THE COMMERCE CONTROL LIST AND REPORTING UNDER THE WASSENAAR ARRANGEMENT

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 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.

In addition, procedural guidelines and provisions for sharing information between members will have to be harmonized in members' national regulations. Commerce will need to amend the Export Administration Regulations to reflect the Wassenaar guidelines and information-sharing provision agreed on by the members.

Timetable:

Action	Date	FR Cite
Final Action	10/00/97	

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
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RIN: 0694-AB35

603. 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	12/00/97	

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
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RIN: 0694-AB41

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

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 will amend the Export Administration Regulations by

imposing enhanced national security and foreign policy controls on certain recoverable encryption to supplement the national security controls on those items. This rule will also amend the FAR to exclude recoverable encryption software from the de minimis provisions for exports from abroad of foreign-origin software incorporating U.S.-origin software. In addition, this rule amends the Commerce Control List by adding ECCNs to control recoverable encryption software transferred from the U.S. Munitions List.

The December 13, 1996, and December 30, 1996, rules were inadvertently published with the RIN (regulatory identifier number) 0648-AB09.

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	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Crowe, Export Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
 Phone: 202 482-2440
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RIN: 0694-AB47

605. 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 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

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guidance on the types of donors, end-users, and items that are eligible for this license exception.

Timetable:

Action	Date	FR Cite
Final Action	11/00/97	

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
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RIN: 0694-AB49

606. 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	12/00/97	

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

607. 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	12/00/97	

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

608. 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	10/00/97	

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

609. ● EXPORTS OF TECHNOLOGY AND SOFTWARE; RELEASE OF TECHNOLOGY OR SOURCE CODE TO FOREIGN NATIONALS IN THE UNITED STATES

Priority: Other Significant

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

CFR Citation: 15 CFR 730 to 799

Legal Deadline: None

Abstract: This rule will modify the Department of Commerce's current "deemed export" rule covering foreign nationals working on controlled U.S. high technology or source code in the United States or abroad.

DOC—BXA

Final Rule Stage

Timetable:

Action	Date	FR Cite
Final Action	12/00/97	

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-AB59

610. • OSCILLOSCOPES: ECCNS 3A202 AND 3E201

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 10 USC 7429; 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 42527)

CFR Citation: 15 CFR 730 to 799

Legal Deadline: None

Abstract: This rule revises the nuclear reason for control for oscilloscopes (including certain transient recorders) from NP column 1 to NP column 2. In addition, revisions are made to NP column 2 of the Commerce Country Chart and Country Column D:2, to reflect that Algeria, Andorra, Angola, Comoros, Djibouti, Micronesia, Oman, United Arab Emirates, and Vanuatu have signed the Nuclear Nonproliferation Treaty. This revision will substantially reduce the paperwork burden on the public by decreasing the number of license applications exporters and reexporters are required to submit for oscilloscopes.

Timetable:

Action	Date	FR Cite
Final Action	11/00/97	

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-AB61

611. • DE MINIMIS EXCLUSION FOR TECHNOLOGY AND SOFTWARE

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 10 USC 7429; 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 50 USC app 2401 et seq; 46 USC 466(e); 43 USC 1354; EO 11912; EO 12924; Notice of August 14, 1996 (61 FR 42527)

CFR Citation: 15 CFR 730 to 799

Legal Deadline: None

Abstract: This interim rule will amend the Export Administration Regulations by revising the one-time reporting requirement for reliance on calculation for the "de minimis" exclusion for software and technology. This rule will make the report voluntary.

Timetable:

Action	Date	FR Cite
Final Action	12/00/97	

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-AB62

612. • REVISIONS TO ANTITERRORISM CONTROLS

Priority: Other Significant

Legal Authority: 18 USC 2501 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 11912; EO 12924; Notice of August 14, 1996 (61 FR 42527)

CFR Citation: 15 CFR 730 to 799

Legal Deadline: None

Abstract: This rule will revise the antiterrorism provisions of the Export Administration Regulations (EAR). The rule will be published in two parts. The first part makes export or reexport to entities named on the Office of Foreign Assets Control's list of Specially Designated Terrorists a violation of the EAR, and it is not significant. The second part of the rule, which is significant, prohibits exports of parts or components for the service or repair of

civil aircraft owned or controlled by the military of a terrorist-supporting country and expands the list of items controlled for antiterrorism reasons on the Commerce Control List.

Timetable:

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

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-AB63

613. • REVISIONS TO THE EXPORT ADMINISTRATION REGULATIONS: DUTY TO INQUIRE

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 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 11912; EO 12924; Notice of August 14, 1996 (61 FR 42527)

CFR Citation: 15 CFR 730 to 799

Legal Deadline: None

Abstract: The Department of Commerce maintains export controls to limit the proliferation of chemical or biological weapons, nuclear weapons, or explosive devices, and missile systems. The Export Administration Regulations (EAR) provide that the Bureau of Export Administration may inform exporters, individually or through amendment to the EAR, that a license is required for exports or reexports to certain end-users when there exists an unacceptable risk of use in or diversion to certain nuclear missile or chemical or biological weapons end-uses. This rule amends the EAR to provide a duty to inquire of any party on the Entity List that is also a party to your export or reexport transaction regarding the end-use of items not specified in the Entity List.

Timetable:

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

Small Entities Affected: None

Government Levels Affected: None

DOC—BXA

Final Rule Stage

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-AB64

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

Long-Term Actions

614. REVISION OF FOREIGN BOYCOTT PROVISIONS OF EXPORT ADMINISTRATION REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 769

Timetable:

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

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dexter Price
Phone: 202 482-5775

RIN: 0694-AA11

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

Priority: Other Significant

CFR Citation: 15 CFR 700 to 799

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

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

RIN: 0694-AB10

616. ADMINISTRATION OF STATE LOG EXPORTS BAN

Priority: Other Significant

CFR Citation: 15 CFR 700 to 799

Timetable:

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

Small Entities Affected: Businesses

Government Levels Affected: State, Local

Agency Contact: Bernard Kritzer
Phone: 202 482-0894
Fax: 202 482-0751

RIN: 0694-AB25

617. LIBYA: EXPANSION OF FOREIGN POLICY CONTROLS

Priority: Other Significant

CFR Citation: 15 CFR 700 to 799

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

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

RIN: 0694-AB28

618. • REVISIONS TO THE EXPORT ADMINISTRATION REGULATIONS; ADDITIONS TO THE ENTITY LIST

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

CFR Citation: 15 CFR 744

Legal Deadline: None

Abstract: The Export Administration Regulations (EAR) provide that the Bureau of Export Administration may inform exporters, individually or through amendment to the EAR, that a license is required for exports or reexports to certain entities. The EAR contains a list of such entities. This rule adds entities to the Entity List, and requires a license for all exports and reexports of all items subject to the EAR.

Timetable:

Action	Date	FR Cite
Addition to Entity List	05/16/97	62 FR 26922
Addition to Entity List	06/30/97	62 FR 35334
Addition to Entity List	06/30/97	62 FR 35335
Final Action	00/00/00	

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-AB60

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

Completed Actions

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

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 700 to 799

Completed:

Reason	Date	FR Cite
Withdrawn	06/30/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook

Phone: 202 482-3355

RIN: 0694-AB15

620. REVISIONS TO LICENSING POLICY FOR NORTH KOREA

Priority: Other Significant

CFR Citation: 15 CFR 700 to 799

Completed:

Reason	Date	FR Cite
Withdrawn	07/21/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Crowe

Phone: 202 482-2440

Fax: 202 482-3355

RIN: 0694-AB19

621. CHEMICAL WEAPONS CONVENTION IMPLEMENTING REGULATIONS (ENFORCEMENT)

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

Completed:

Reason	Date	FR Cite
Combined With Proposed Rule - RIN 0694-AB06	07/07/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: William H. Arvin

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Fax: 202 482-4173

Email: warvin@bxa.doc.gov

RIN: 0694-AB39

622. 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

CFR Citation: 15 CFR 700 to 799

Completed:

Reason	Date	FR Cite
Combined With RIN 0694-AB35	06/30/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James A. Lewis

Phone: 202 482-4196

Fax: 202 482-4094

RIN: 0694-AB40

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

Priority: Other Significant

CFR Citation: 15 CFR 700 to 799

Completed:

Reason	Date	FR Cite
Final Action	03/03/97	62 FR 9364
Final Action Effective	03/03/97	

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-AB43

624. REVISIONS AND CLARIFICATIONS TO THE EXPORT ADMINISTRATION REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 730 to 799

Completed:

Reason	Date	FR Cite
Final Action	05/09/97	62 FR 25451
Final Action Effective	05/09/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Patricia Muldonian

Phone: 202 482-2440

Fax: 202 482-3355

RIN: 0694-AB56

DEPARTMENT OF COMMERCE (DOC)

National Institute of Standards & Technology (NIST)

Proposed Rule Stage

625. ● PROCEDURES FOR IMPLEMENTATION OF FASTENER QUALITY ACT

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-592; PL 104-113

CFR Citation: 15 CFR 280

Legal Deadline: None

Abstract: The National Institute of Standards and Technology and the Bureau of Export Administration plan to amend the Fastener Quality Act regulations to allow accreditation of in-process inspection activities of qualifying statistical process control manufacturing facilities, address the

issue of passing laboratory inspection and testing reports along the supply chain to the fastener manufacturer, address the issue of significant alteration by removal of manufacturer or grade identification markings for decorative purposes at the customer's request, address the issue of grandfathering fasteners, and revise definitions and related sections for clarity and to correct editorial errors.

Timetable:

Action	Date	FR Cite
NPRM	09/08/97	62 FR 47240

Action	Date	FR Cite
NPRM Comment Period End	11/07/97	
Final Action	01/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Subhas Malghan, FQA Program Manager, Department of Commerce, National Institute of Standards & Technology, Room 311 Tech Building 820, Gaithersburg, MD 20899

Phone: 301 975-4510

RIN: 0693-AB43

DOC—NIST

Proposed Rule Stage

626. • AMENDMENTS TO THE ADVANCED TECHNOLOGY PROGRAM REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 272

CFR Citation: 15 CFR 295

Legal Deadline: None

Abstract: Pursuant to a Department study and issuance of a 30-day notice requesting comment on ways to improve the operation of the Advanced Technology Program, the National Institute of Standards and Technology plans to amend the Advanced Technology Program regulations to improve the effectiveness of the

program. These amendments will strengthen the fundamental mission of the program: for Government to work in partnership with industry to foster the development and broad dissemination of challenging high-risk technologies that offer the potential for significant, broad-based economic benefits for the Nation. The amendments will ensure that the fundamental strengths of the program remain unchanged, especially the requirement that the program continue to be a wholly merit-driven program based on peer review.

Timetable:

Action	Date	FR Cite
NPRM	09/17/97	62 FR 48802
NPRM Comment Period End	10/17/97	
Final Action	11/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Michael Rubin, Deputy Chief Counsel, Department of Commerce, National Institute of Standards & Technology, Room 811 Admin Building, Gaithersburg, MD 20899
Phone: 301 975-2803
RIN: 0693-AB44

DEPARTMENT OF COMMERCE (DOC)

Prerule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE

627. • ATLANTIC MACKEREL, SQUID, AND BUTTERFISH FISHERIES

Priority: Info./Admin./Other

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: None

Abstract: Advance notice of proposed rulemaking to announce that anyone entering the Atlantic Mackerel Fishery after the control date will not be assured of future access, should a management regime that limits the number of participants in the Fishery be developed.

Timetable:

Action	Date	FR Cite
ANPRM	09/12/97	62 FR 48047
ANPRM Comment Period End	10/14/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. 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-AK37

628. • OPTIONS FOR 1997 RULEMAKING FOR BANNING THE SALE OF UNDERSIZED ATLANTIC SWORDFISH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq

CFR Citation: 50 CFR 630

Legal Deadline: None

Abstract: A recommendation was adopted by ICCAT member nations that would reduce fishing mortality on swordfish in the entire Atlantic Ocean. The ICCAT alternate minimum size recommendation called for a ban on the sale of fish less than the minimum size. By implementing the minimum size on U.S. vessels operating in the Atlantic, the ban on sale has been effectively

applied to U.S. production of Atlantic swordfish. However, the United States is a major market for imported swordfish and there is evidence that Atlantic swordfish less than the minimum size are entering U.S. markets. NMFS solicits comments on the possible implementation strategy of this ban on sale of swordfish less than the minimum size.

Timetable:

Action	Date	FR Cite
ANPRM	09/09/97	62 FR 47416
ANPRM Comment Period End	10/06/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jill Stevenson, Sea Grant Fellow, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East West Highway, Silver Spring, MD 20910
Phone: 301 713-2347
Fax: 301 713-1917
RIN: 0648-AK39

DEPARTMENT OF COMMERCE (DOC)

Proposed Rule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE

629. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This amendment would manage the fishery for mahogany clams (ocean quahogs) off a portion of the coast of Maine, in the EEZ.

Timetable:

Action	Date	FR Cite
NPRM	12/00/97	
NPRM Comment Period End	01/00/98	
Final Action	02/00/98	
Final Action Effective	03/00/98	

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

630. 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 end of NPRM comment period.

Abstract: Amendment 8 would limit future participation in the snapper grouper fishery based on a vessel's landings during the 1993-1996 period. Initial eligibility for participation in the snapper grouper fishery would be limited to owners of boats/vessels that:

(1) can demonstrate any landings of species in the snapper grouper management unit in 1993, 1994, 1995, or 1996 (as of 8/20/96) and (2) had a valid snapper grouper permit between 2/11/96 and 2/11/97. Vessels landing at least 1,000 pounds of species in the snapper grouper management unit in any of these years would receive a transferable permit. All other vessels would receive a non-transferable permit and are limited to a 225-pound trip limit. In addition, fishermen will be allowed to use one bait net up to 50 feet long by 10 feet high with a stretched mesh of 1.5" or smaller. A vessel will be allowed one bait net and may use cast nets for catching bait. Vessels will be allowed to possess species within the snapper-grouper management unit (whether whole or fillets) caught in Bahamian waters in accordance with Bahamian law provided the vessel is in transit from the Bahamas and valid Bahamian fishing and cruising permits are onboard.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: 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

631. 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	10/00/97	
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: 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

632. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	04/00/98	
NPRM Comment Period End	05/00/98	
Final Action	07/00/98	
Final Action Effective	08/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

DOC—NOAA

Proposed Rule Stage

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-AG81

633. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	02/00/98	
NPRM Comment Period End	04/00/98	
Final Action	06/00/98	
Final Action Effective	08/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. William T. Hogarth, Acting 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: 562 980-4001

RIN: 0648-AG85

634. 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: Final, Statutory. Final regulations to be published within 30 days of the end of the comment period.

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	12/00/97	
NPRM Comment Period End	01/00/98	
Final Action	02/00/98	
Final Action Effective	03/00/98	

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

635. 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: Final, Statutory. Final regulations to be published within 30 days of the end of the comment period.

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	10/00/97	

Action	Date	FR Cite
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: 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

636. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	11/00/97	
NPRM Comment Period End	12/00/97	
Final Action	03/00/98	
Final Action Effective	04/00/98	

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

DOC—NOAA

Proposed Rule Stage

637. 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

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	12/00/97	
NPRM Comment Period End	01/00/98	
Final Action	03/00/98	

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-AH41

638. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	12/00/97	
NPRM Comment Period End	01/00/98	

Action	Date	FR Cite
Final Action	02/00/98	
Final Action Effective	03/00/98	

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

639. 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 would define a forage fish species category in both FMPs and implement the following forage fish management measures: (1) Directed fishing for forage fish would be prohibited at all times, (2) a maximum retainable bycatch (MRB) percentage of 2 percent would be established for forage fish, and (3) the sale, barter, trade and any other commercial exchange, as well as the processing of forage fish in a commercial processing facility, would be prohibited, except for fishmeal which could be processed and sold within the 2 percent MRB. The intended effect of this action is to prevent the development of an unrestricted fishery for forage fish which are a critical food source for many marine mammal, seabird and fish species.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: 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

640. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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.

Timetable:

Action	Date	FR Cite
NPRM	12/00/97	
NPRM Comment Period End	02/00/98	
Final Action	04/00/98	
Final Action Effective	06/00/98	

Small Entities Affected: Businesses

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Agency Contact: Dr. William T. Hogarth, Acting 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: 562 980-4001

RIN: 0648-AI31

DOC—NOAA

Proposed Rule Stage

641. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	05/00/98	
NPRM Comment Period End	06/00/98	
Final Action	07/00/98	
Final Action Effective	08/00/98	

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

642. AMENDMENT TO THE OBSERVER PROGRAM

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

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendments to FMP Amendment 47 to the Groundfish of the BSAI and FMP Amendment 47 to the Gulf of Alaska Groundfish to implement an observer program, replacing the interim Observer Program.

Timetable:

Action	Date	FR Cite
NPRM	03/00/98	
NPRM Comment Period End	05/00/98	
Final Action	06/00/98	
Final Action Effective	07/00/98	

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, Alaska 99802
 Phone: 907 586-7228

RIN: 0648-AI69

643. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This fishery management plan would supersede the preliminary management plan and regulate fishing activity in the EEZ.

Timetable:

Action	Date	FR Cite
NPRM	05/00/98	
NPRM Comment Period End	07/00/98	
Final Action	09/00/98	
Final Action Effective	10/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: None

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-AI78

644. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	10/00/97	
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: 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

645. PROPOSED RULE TO IMPLEMENT VESSEL IDENTIFICATION AND REPORTING 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 vessel identification and reporting requirements for U.S. vessels licensed to fish on the high seas.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

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

DOC—NOAA

Proposed Rule Stage

646. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	01/00/98	
NPRM Comment Period End	03/00/98	
Final Action	05/00/98	
Final Action Effective	06/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth, Acting Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Boulevard, Suite 4200, Long Beach, CA 90802
Phone: 562 980-4001

RIN: 0648-AJ08

647. 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 end of NPRM comment period.

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 and associated measures (e.g., trip and bag limits) for Atlantic and Gulf groups of king and Spanish mackerel for the 1997-98 fishing year.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: 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

648. 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 end of NPRM comment period.

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	10/00/97	
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: 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

649. AMENDMENT 11 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO - RESUBMITTED MEASURE

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 end of NPRM comment period.

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 change the definition for optimum yield for each management species.

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

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

DOC—NOAA

Proposed Rule Stage

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

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

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-AJ20

651. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

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

652. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	01/00/98	
NPRM Comment Period End	02/00/98	
Final Action	04/00/98	
Final Action Effective	05/00/98	

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 98115-070 Phone: 206 526-6150

RIN: 0648-AJ22

653. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment 7 would allow vessels in the Atlantic sea scallop fishery to consolidate days at sea.

Timetable:

Action	Date	FR Cite
NPRM	12/00/97	
NPRM Comment Period End	02/00/98	
Final Action	04/00/98	
Final Action Effective	06/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: Duplicate RIN for the same action - RIN 0648-AI36 is being processed under this RIN (RIN 0648-AJ33).

Agency Contact: Dr. 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

654. 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	10/00/97	
NPRM Comment Period End	11/00/97	
Interim Final Rule	01/00/98	
Final Action	02/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: None

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-AJ37

DOC—NOAA

Proposed Rule Stage

655. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment 9 would implement management measures for the monkfish fishery.

Timetable:

Action	Date	FR Cite
NPRM	01/00/98	
NPRM Comment Period End	03/00/98	
Final Action	05/00/98	
Final Action Effective	07/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Dr. 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

656. 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, Statutory.

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

Abstract: This FMP amendment delegates management authority to the State of Alaska.

Timetable:

Action	Date	FR Cite
NPRM	03/00/98	
NPRM Comment Period End	05/00/98	
Final Action	06/00/98	
Final Action Effective	07/00/98	

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-AJ51

657. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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

658. IMPLEMENTATION OF PACIFIC INSULAR AREA FISHING AGREEMENT PROVISIONS OF THE MAGNUSON-STEVENSONS ACT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory.

Abstract: This rule would implement provisions of the Sustainable Fisheries Act that authorizes the Secretary of State to negotiate Pacific Insular Areas Fishing Agreements (PIAFAs) 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 revise the foreign fishing regulations at 50 CFR part 600 to allow fishing under a PIAFA and might also establish terms and conditions common to fishing under PIAFAs.

Timetable:

Action	Date	FR Cite
NPRM	11/00/97	
NPRM Comment Period End	01/00/98	
Final Action	03/00/98	
Final Action Effective	04/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: State

Agency Contact: Dr. William T. Hogarth, Acting 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: 562 980-4001

RIN: 0648-AJ60

DOC—NOAA

Proposed Rule Stage

659. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	10/00/97	
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

660. 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	10/00/97	
NPRM Comment Period End	11/00/97	

Action	Date	FR Cite
Final Action	01/00/98	
Final Action Effective	01/00/98	

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-AJ66

661. 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	05/00/98	
Final Action	11/00/98	

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

662. 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.

Timetable:

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

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-AJ68

663. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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

DOC—NOAA

Proposed Rule Stage

664. 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.

Abstract: This amendment would implement an improved retention and utilization plan.

Timetable:

Action	Date	FR Cite
NPRM	08/18/97	62 FR 43977
NPRM Comment Period End	10/02/97	
Final Action	12/00/97	
Final Action Effective	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-AJ71

665. INTERIM FINAL RULE TO THE FISHERY MANAGEMENT PLAN FOR THE AMERICAN LOBSTER FISHERY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 649

Legal Deadline: None

Abstract: This action would prohibit any vessel that takes lobsters in the EEZ with mobile gear from landing lobsters at any location within the United States in excess of (1) 100 lobsters for each fishing trip of 24 hours or less duration, or (2) 500 lobsters for a fishing trip of 5 days or longer.

Timetable:

Action	Date	FR Cite
NPRM	12/00/97	

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-AJ74

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

Priority: Substantive, Nonsignificant

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: 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-AJ75

667. PROPOSED RULE TO IMPLEMENT OBSERVER PROVISIONS REQUIRED BY THE MAGNUSON-STEVENS FISHERY CONSERVATION AND MANAGEMENT ACT AS AMENDED OCTOBER 11, 1996

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 600

Legal Deadline: NPRM, Statutory.

Abstract: NMFS is proposing regulations that pertain to fishery observers and the vessels that carry them. The Magnuson-Stevens Fishery Conservation and Management Act, as amended October 11, 1996, requires that the Secretary of Commerce

(Secretary) establish health and safety guidelines and regulations for fishing vessels that carry observers. Vessel owners and operators would be required to comply with the guidelines, regulations, and conditions. The intent of the regulation is to ensure the health and safety of observers. Its impact will be to increase compliance with existing safety regulations and to improve the general working conditions for observers. This rule would implement statutory requirements and is not controversial.

Timetable:

Action	Date	FR Cite
NPRM	09/22/97	62 FR 49463
NPRM Comment Period End	10/22/97	
Final Action	10/00/97	
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

668. FISHERIES OBLIGATION GUARANTEE PROGRAM— STATUTORY AMENDMENTS TO ESTABLISH “CENTRAL TITLE AND LIEN REGISTRY FOR LIMITED ACCESS PERMITS”

Priority: Substantive, Nonsignificant

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	05/07/97	62 FR 24897
ANPRM Comment Period End	08/05/97	
NPRM	01/00/98	

Small Entities Affected: Businesses

DOC—NOAA

Proposed Rule Stage

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
 Fax: 301 589-2686
RIN: 0648-AJ77

669. 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
NPRM	09/19/97	62 FR 49193
NPRM Comment Period End	10/06/97	
Final Action	11/00/97	
Final Action Effective	12/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: None

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-AJ79

670. 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
NPRM	10/00/97	

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

671. • HALIBUT DONATION PROGRAM

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: Authorizes the donation of Pacific halibut taken as bycatch in BSAI groundfish trawl fisheries to economically disadvantaged individuals through a NMFS-authorized distributor.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

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 99802-1668
 Phone: 907 586-7221
 Fax: 907 586-7249

RIN: 0648-AJ87

672. • INTERIM FINAL RULE TO INCREASE MINIMUM SIZE LIMIT FOR VERMILLION SNAPPER IN FEDERAL WATERS OF GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: None

Abstract: This interim rule will increase the vermilion snapper minimum size limit from 8 to 10 inches total length in order to improve the status of the resource now undergoing overfishing.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/11/97	62 FR 47765
NPRM Comment Period End	10/14/97	
Final Action	10/00/97	
Final Action Effective	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

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
 Fax: 813 570-5300

RIN: 0648-AJ89

673. • IMPLEMENT A FRAMEWORK TO THE FMP FOR THE NORTHEAST MULTISPECIES FISHERIES TO PROTECT WINTER FLOUNDER

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: None

Abstract: This framework is an action to protect incoming year classes of winter flounder while a plan amendment is being developed. This framework proposes that multispecies trawl vessels fish with 6 inch diamond mesh throughout the body of the net and that the codend be either 6 inch diamond or 6 1/2 inch - 7 inch square mesh, when fishing in the Gulf of Maine, Georges Bank, and Southern New England regulated mesh areas (except Jeffrey's Ledge and Stellwagen Bank Juvenile Protection Areas).

DOC—NOAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	05/00/98	
NPRM Comment Period End	07/00/98	
Final Action	08/00/98	
Final Action Effective	10/00/98	

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-AJ92

674. • FINAL RULE TO IMPLEMENT FRAMEWORK ADJUSTMENT 24 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: (1) allow vessels to carry-over up to 10 days of unused multispecies days-at-sea (DAS) into the next fishing year; (2) exempt multispecies vessels from DAS when fishing in the NAFO regulated area; and (3) implement a lay-over requirement for vessels exceeding the cod trip limit.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	12/00/97	

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-AJ96

675. • REGULATORY AMENDMENT TO CHANGE THE SCALLOP SEASON OPENING DATE

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: This action would change the scallop season opening date from January 10 to July 1 in the Prince William Sound and Yakutat Registration Areas to make the fishing season in those areas consistent with the scallop fishing season in the rest of the State.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	11/00/97	
Final Action Effective	12/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

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

RIN: 0648-AJ98

676. • PROPOSED RULE ON TAKING MARINE MAMMALS INCIDENTAL TO POWER PLANT OPERATIONS AT SEABROOK, NEW HAMPSHIRE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216

Legal Deadline: None

Abstract: NMFS has received an application under the Marine Mammal Protection Act for the taking of seals incidental to power plant operations from North Atlantic Energy Corporation over the next five year period. In order to authorize the taking, NMFS must determine that the mortality of several species of seals will not be more than negligible.

Timetable:

Action	Date	FR Cite
ANPRM	07/24/97	62 FR 39799
ANPRM Comment Period End	08/25/97	
NPRM	10/00/97	
NPRM Comment Period End	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910 Phone: 301 713-2055 Fax: 301 713-0376

RIN: 0648-AK00

677. • ENDANGERED AND THREATENED SPECIES; REGULATIONS CONSOLIDATION

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 1531 et seq

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: The National Oceanic and Atmospheric Administration plans to issue a rule to consolidate and reorganize existing regulations regarding implementation of the Endangered Species Act by the National Marine Sanctuaries Service. This action will result in the deletion of 10 regulatory sections and the consolidation of 107 sections into 73 sections. This action is part of the President's Regulatory Reinvention Initiative to reduce the amount of regulations and streamline those remaining.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Robert C. Ziobro, Chief, Endangered Species Division, Department of Commerce, National

DOC—NOAA

Proposed Rule Stage

Oceanic and Atmospheric Administration, 1315 East-West Highway, SSMC #2, Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AK02

678. • AMENDMENTS TO FISHERY MANAGEMENT PLANS TO IMPLEMENT SUSTAINABLE FISHERIES ACT AMENDMENTS TO THE MAGNUSON-STEVENSON ACT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622; 50 CFR 630; 50 CFR 648; 50 CFR 660; 50 CFR 679

Legal Deadline: Other, Statutory, October 1998.
Statutory deadlines will depend on the specific measures taken, but must comply with the Sustainable Fisheries Act.

Abstract: The Sustainable Fisheries Act requires that Fishery Management Plans (FMPs) prepared by the Regional Fishery Management Councils (Councils) comply with new requirements, including essential fish habitat, overfishing definitions, rebuilding plans, and bycatch minimization. Until national standard guidelines are implemented and the councils can assess the need to amend their FMPs, it is not known how many individual amendments will be prepared, or how they may be combined. Therefore, this action is considered generic at this time.

Timetable:

Action	Date	FR Cite
NPRM	07/00/98	
NPRM Comment Period End	08/00/98	
Final Action	09/00/98	
Final Action Effective	10/00/98	

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-AK03

679. • AMENDMENT 9 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: Final, Statutory.
Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment 9 would address overfishing in the snapper grouper fishery management unit. Proposed management actions include: (1) Increasing the red porgy minimum size limit from 12 inches total length (TL) to 13 inches TL for both recreational and commercial fishermen together with a recreational bag limit of 2 fish per person per day; (2) increasing the black sea bass minimum size limit from 8 inches TL to 10 inches TL for both recreational and commercial fishermen together with a recreational bag limit of 20 fish per person per day; (3) requiring escape vents and escape panels with degradable fasteners in black sea bass pots; (4) establishing measures for greater amberjack that would close the fishery during April and May to commercial fishing, prohibit any sale during this period, prohibit coring, and reduce the recreational bag limit to 1 fish per person per day; (5) increasing the vermilion snapper minimum size limit from 10 inches TL to 12 inches TL for the recreational fishery; (6) increasing the gag minimum size limit from 20 inches TL to 24 inches TL for recreational and commercial fisheries, and prohibiting all harvest January through March; (7) increasing the black grouper minimum size limit from 20 inches TL to 24 inches TL for recreational and commercial fisheries; (8) specifying that no more than 2 fish may be gag or black grouper within the 5-fish aggregate grouper bag limit; (9) establishing an aggregate recreational bag limit of 20 fish, inclusive of all snapper grouper species currently not under a bag limit; (10) specifying that all vessels with bottom longline gear aboard may only possess snowy grouper, Warsaw grouper, yellowedge grouper, misty grouper, golden tilefish, blueline tilefish, and sand tilefish; and (11) including options to reduce fishing mortality, such as a variable 3-month closure, an aggregate temperate mid-shelf species (TEMS) quota for (red

porgy, gag, scamp, and black sea bass), a black sea bass commercial quota, and establishing by framework, seasons to achieve reductions in landings of TEMS species (with and without black sea bass) not less than 25 percent of the 1993-1995 average landings.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: 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
Fax: 813 570-5300

RIN: 0648-AK05

680. • REGULATORY AMENDMENT TO ALLOW RETENTION OF UNDERSIZED HALIBUT IN CD FISHERY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: Final, Statutory.
Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulatory amendment would allow undersized halibut caught in CDQ halibut fisheries to be retained in IPHC Area 4E.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802

DOC—NOAA

Proposed Rule Stage

Phone: 907 586-7228

RIN: 0648-AK06

681. • REGULATORY AMENDMENT TO REVISE SPECIFIED MAXIMUM RETAINABLE BYCATCH PERCENTAGES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Revise specified maximum retainable bycatch percentages in the shortraker/rougheye fishery to a lower level and allocate the TAC between gear groups.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: None

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

RIN: 0648-AK09

682. • REGULATORY AMENDMENT TO IMPLEMENT ROLLING CLOSURES DURING THE SABLEFISH FISHERY IN 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.

Abstract: Implement Rolling closures during the Sablefish fishery in the Gulf of Alaska.

Timetable:

Action	Date	FR Cite
NPRM	02/00/98	

Action	Date	FR Cite
NPRM Comment Period End	03/00/98	
Final Action	04/00/98	
Final Action Effective	05/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

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

RIN: 0648-AK10

683. • ADJUSTMENT OF MANAGEMENT PROGRAM FOR PELAGIC SPECIES FISHERIES IN THE WESTERN PACIFIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action will modify the management program for the fisheries for swordfish, tuna, and associated species in the western Pacific region. Possible changes include measures to prevent or mitigate the take of seabirds or turtles in the longline fishery, to address bycatch of sharks, to establish new measures and/or limited entry for the longline fishery in American Samoa, and measures to prevent gear conflicts at seamounts used by different gear types.

Timetable:

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	
Final Action	08/00/98	
Final Action Effective	10/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. William T. Hogarth, Acting Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 70275

Phone: 562 980-4001

RIN: 0648-AK11

684. • FMP AMENDMENT 46 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.

Abstract: Remove black and blue rockfish from the FMP so that management is transferred to the State of Alaska.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: Undetermined

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

RIN: 0648-AK13

685. • AMENDMENT 34 TO THE GROUND FISH 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, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Allocate a percentage of the TAC annually specified for Bering Sea Atka mackerel to vessels using jig gear to provide more opportunity to a small-vessel jig gear fleet to fish for Atka mackerel and supply bait fishery without direct competition from the large trawl fleet that harvests Atka mackerel.

DOC—NOAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	09/22/97	62 FR 49464
NPRM Comment Period End	11/06/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

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

RIN: 0648-AK14

686. • RULEMAKING TO EXTEND THE INTERIM OBSERVER PROGRAM THROUGH 1998

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: Extend the existing interim observer program to assure uninterrupted observer coverage requirements through 1998.

Timetable:

Action	Date	FR Cite
NPRM	09/19/97	62 FR 49198
NPRM Comment Period End	10/20/97	
Final Action	11/00/97	
Final Action Effective	12/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

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

RIN: 0648-AK15

687. • RULEMAKING TO REVISE THE HALIBUT CATCH SHARE PLAN AMENDMENT FOR 1998

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: Revise the halibut catch share plan for Area 4 (Bering Sea and Aleutian Islands) to remove the prescribed apportionments for subareas 4A and 4B to prevent a conflict between the Council's and Commission's recommendations for those subareas.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: Undetermined

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

RIN: 0648-AK18

688. • REGULATORY AMENDMENT TO REVISE "SURVIVING SPOUSE" LANGUAGE

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: Revise the halibut catch share plan for Area 4 (Bering Sea and Aleutian Islands) to remove the prescribed apportionments for Subareas 4A and 4B to prevent a conflict between the Council's and Commission's recommendation for those subareas.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

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

RIN: 0648-AK19

689. • REGULATORY AMENDMENT TO SPECIFY MINIMAL VESSEL OWNERSHIP REQUIREMENTS FOR THE HIRED SKIPPER PROVISION IN THE IFQ FISHERIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: Final, Statutory. Final requirements to be published within 30 days of end of NPRM comment period.

Abstract: Specify minimal vessel ownership requirements for the hired skipper provision in the IFQ fisheries.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: Undetermined

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

RIN: 0648-AK20

690. • ADJUSTMENT OF THE MANAGEMENT PROGRAM FOR BOTTOMFISH AND SEAMOUNT GROUND FISH FISHERIES IN THE WESTERN PACIFIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action will modify the management program for the fisheries for bottomfish and seamount groundfish in the northwestern Hawaiian Islands. Possible changes include a new limited entry program for the Mau Zone, allowing transfers of Ho'omalulu Zone limited entry permits, establishing new measures for consistency of Federal and State management around the main Hawaiian Islands, and extending indefinitely the moratorium on harvest of seamount groundfish.

Timetable:

Action	Date	FR Cite
NPRM	06/00/98	
NPRM Comment Period End	08/00/98	
Final Action	10/00/98	
Final Action Effective	01/00/99	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. William T. Hogarth, Acting Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802. Phone: 562 980-4001

RIN: 0648-AK21

691. • ADJUSTMENT OF MANAGEMENT PROGRAM FOR THE NORTHWESTERN HAWAIIAN ISLANDS CRUSTACEAN FISHERIES

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action will streamline the management program and may include announcing the annual harvest guideline earlier in the year for greater advance notice to fishers, opening the season one month sooner to take advantage of better weather, change the logbook for improved data collection, reducing bycatch, and resolving

inconsistencies in Federal and State regulations governing the harvest of crustaceans.

Timetable:

Action	Date	FR Cite
NPRM	01/00/98	
NPRM Comment Period End	03/00/98	
Final Action	04/00/98	
Final Action Effective	06/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. William T. Hogarth, Acting Regional Administrator, Southwestern Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90275. Phone: 562 980-4001

RIN: 0648-AK22

692. • ADJUSTMENT OF THE MANAGEMENT PROGRAM FOR PRECIOUS CORALS FISHERIES IN THE WESTERN PACIFIC

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action will modify the management program for the fisheries for precious corals in the western Pacific region. Possible changes include establishment of framework procedures for rapid implementation of future changes in regulations in response to new information or conditions, and changes in harvest limits for different types of coral beds as new information is obtained from permit holders.

Timetable:

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	
Final Action	08/00/98	
Final Action Effective	10/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. William T. Hogarth, Acting Regional

Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802. Phone: 562 980-4001

RIN: 0648-AK23

693. • REGULATORY AMENDMENT TO IMPLEMENT 1998 NONTRAWL SABLEFISH HARVEST REGION

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action would implement regulatory changes to divide limited entry, fixed gear, endorsed permit holders into three tiers based on their historic fishery participation levels. Each endorsed permit holder would have an opportunity to fish towards the cumulative limit assigned to their tier during the annual primary fishery. This action is necessary to eliminate the derby-style fishery without severely redistributing catch allocation.

Timetable:

Action	Date	FR Cite
NPRM	11/00/97	
NPRM Comment Period End	12/00/97	
Final Action	03/00/98	
Final Action Effective	04/00/98	

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-AK27

694. • REGULATORY AMENDMENT TO ADJUST MANAGEMENT MEASURES UNDER THE FISHERY MANAGEMENT PLAN FOR REEF FISH SPECIES OF THE GULF OF MEXICO (FMP) FOR THE 1998 FISHING SEASON

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action would amend the regulations implementing the FMP to establish management measures for the 1998 fishing season, in accordance with the FMP's framework procedure for setting annual total allowable catch (TAC) limits and associated measures for all managed species. Adjusted measures may include revised: TAC limits, commercial and recreational fishery quotas, size limits for harvested fish, closed fishing seasons or areas, and rebuilding schedules for overfished species (e.g., red snapper). The FMP regulates commercial and recreational fishing in the exclusive economic zone of the Gulf of Mexico and was developed by the Gulf of Mexico Fishery Management Council (Council) and approved/implemented by the National Marine Fisheries Service (NMFS). Annual management changes are proposed by the Council; NMFS publishes a proposed rule to obtain public comment on these proposals for consideration in approving/disapproving them. Approved measures are implemented by final rule.

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

RIN: 0648-AK28

695. • ADDITIONAL MEASURES OF AMENDMENT 2 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE SOUTH ATLANTIC—PROCEDURES FOR TESTING AND CERTIFICATION OF BYCATCH REDUCTION DEVICES (BRDS)

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: All measures of Amendment 2 were approved by the National Marine Fisheries Service (NMFS) on February 24, 1997. Under Amendment 2, BRDs certified by the NMFS are required to be used in all penaeid shrimp trawls in the exclusive economic zone (EEZ) in the South Atlantic (EEZ off North Carolina to Florida inclusive). The final rule to implement Amendment 2, effective April 21, 1997, certified three BRDs for such use (73 FR 18536). Amendment 2 specifies that a testing protocol would be developed so that additional BRDs could be tested and implemented, if they meet the bycatch reduction criterion for Spanish mackerel and weakfish (must reduce bycatch by 40 percent in number of weakfish and Spanish mackerel). The testing protocol was not completed when the proposed rule to implement Amendment 2 was published but was published with the final rule. This action would implement that part of Amendment 2 allowing testing of new BRDs and would specify that a person who proposes a BRD for certification must test such BRD and submit the results to the Regional Administrator, Southeast Region, NMFS, in accordance with the "Bycatch Reduction Device Testing Protocol Manual" (Manual), which contains the testing protocol and the specific reporting requirements for the test results.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: None

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

RIN: 0648-AK29

696. • RULEMAKING TO CLARIFY A PROVISION IN THE OBSERVER PROGRAM CGL INSURANCE COVERAGE REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801

CFR Citation: 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulatory amendment will clarify a provision in the current observer program on proof of insurance coverage.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

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, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK30

697. • AMENDMENT 16 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment 16 would: Establish revised conservation and management measures for fishing for greater amberjack in the exclusive economic zone (EEZ) of the Gulf of

DOC—NOAA

Proposed Rule Stage

Mexico, including possible allocations between the commercial and recreational fisheries; consider establishing a limited entry program for the reef fish fishery subsequent to the end of the current moratorium on commercial fishing permits for reef fish that ends December 31, 2000; consider establishing marine reserves (areas where fishing is prohibited) in the Gulf EEZ reflecting a multi-species approach to fisheries management; modify the FMP's list of species considered to be in fishery but not in the management unit; and establish bag and size limits for various reef fish species to conform Federal measures with those of Florida.

Timetable:

Action	Date	FR Cite
NPRM	03/00/98	
NPRM Comment Period End	04/00/98	
Final Action	05/00/98	
Final Action Effective	06/00/98	

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, North, St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AK31

698. • REGULATORY AMENDMENT FOR A BYCATCH REDUCTION DEVICE (BRD) TESTING AND CERTIFICATION PROTOCOL UNDER AMENDMENT 9 TO THE FMP 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment 9: Requires the use of BRDs certified by the National Marine Fisheries Service (NMFS) in most shrimp trawls used in the exclusive economic zone of the Gulf of Mexico shoreward of the 100-fathom depth contour west of Cape San Blas, Florida; sets the bycatch reduction

criterion for the certification of BRDs (BRDs must reduce the bycatch mortality of juvenile red snapper by at least 44 percent from a prescribed baseline level); and establishes an FMP framework procedure for modifying the bycatch reduction criterion, for establishing and modifying the BRD testing protocol and its specifications, and for certifying and decertifying BRDs. Amendment 9 is intended to significantly reduce the shrimp fishery bycatch of red snapper (and other finfish) to allow rebuilding of this valuable, overfished species. If NMFS approves Amendment 9 and implements it through a final rule, the subject action would amend that rule to establish, consistent with the FMP's framework procedure, a BRD testing and certification protocol to be used by NMFS for certifying new or modified BRDs.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive No., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AK32

699. • REGULATIONS GOVERNING THE INCIDENTAL TAKING OF RINGED SEALS DURING SEISMIC OPERATIONS DURING WINTER IN THE U.S. BEAUFORT SEA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216

Legal Deadline: None

Abstract: Several oil and gas exploration companies have petitioned NMFS to renew for an additional 5-years, regulations authorizing the harassment of small numbers of ringed seals incidental to conducting on-ice seismic operations during the winter in

the Beaufort Sea off Alaska. In order to authorize the taking, NMFS must determine that the harassment of ringed seals will not be more than negligible.

Timetable:

Action	Date	FR Cite
ANPRM	08/08/97	62 FR 42737
ANPRM Comment Period End	09/08/97	
NPRM	11/00/97	
NPRM Comment Period End	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East West Highway, Silver Spring, MD 20910
Phone: 301 713-2055
Fax: 301 713-0376

RIN: 0648-AK33

700. • REGULATORY AMENDMENT TO REVISE THE RECORDKEEPING AND REPORTING REQUIREMENTS FOR GROUND FISH FISHERIES OF THE EEZ OFF OF ALASKA FOR 1998

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: Revise the recordkeeping and reporting requirements for the 1998 fishing year. The revision includes some definition changes and a requirement for motherships operating in the EEZ to submit directly to ADF&G fish tickets on behalf of individual catcher vessels.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region,

DOC—NOAA

Proposed Rule Stage

NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK36

701. • REGULATORY AMENDMENT TO IMPLEMENT SEABIRD AVOIDANCE MEASURES IN THE PACIFIC HALIBUT FISHERY OFF OF ALASKA

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

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Implement seabird avoidance measures in the Pacific halibut longline fishery. Require gear modifications, seabird avoidance devices, or changes in fishing methods designed to reduce the incidental mortality of seabirds in the directed Pacific halibut fishery in U.S. convention waters off Alaska.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
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: Undetermined

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

RIN: 0648-AK38

702. FOREIGN NATIONS' MARINE MAMMAL PROGRAM AMENDMENTS

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1361 et seq
CFR Citation: 50 CFR 216.24(e)(5)(v)(B)
Legal Deadline: None

Abstract: This rule will change the requirement that foreign nations make changes to their marine mammal programs within 180 days of the date

such changes are effective for U.S. fishermen. This is necessary to provide more time for foreign governments to make such changes.

Timetable:

Action	Date	FR Cite
NPRM	12/00/97	

Small Entities Affected: None
Government Levels Affected: None
Sectors 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-AG05

703. 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

704. 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	04/00/98	
NPRM Comment Period End	06/00/98	
Final Action	08/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Joe Blum, 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

705. 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: None
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	04/00/98	
NPRM Comment Period End	06/00/98	
Final Action	08/00/98	

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: Joe Blum, 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

706. 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	10/00/97	
NPRM Comment Period End	11/00/97	

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

707. 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.

Timetable:

Action	Date	FR Cite
NPRM	12/00/97	
NPRM Comment Period End	01/00/98	

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

708. 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	10/00/97	
NPRM Comment Period End	11/00/97	

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-AH83

709. CRITICAL HABITAT DESIGNATION FOR GREEN AND HAWKSBILL SEA TURTLE IN PUERTO RICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 226

Legal Deadline: NPRM, Statutory, November 7, 1997.

Petition to designate critical habitat was received 11/07/96. According to regulations, we have 1-year to propose rulemaking.

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 Mona, Monito, and 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 in the 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	10/00/97	

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: 301 713-1401

Fax: 301 713-0376

RIN: 0648-AH88

710. TAKING OF MARINE MAMMALS INCIDENTAL TO COMMERCIAL FISHING OPERATIONS; TAKE REDUCTION PLAN REGULATIONS AND EMERGENCY REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq The Marine Mammal Protection Act

CFR Citation: 50 CFR 229

Legal Deadline: None

Abstract: The Marine Mammal Protection Act amendments of 1994 (Public Law 103-238) provide for the development and implementation of take reduction plans to assist in the recovery or prevent the depletion of strategic marine mammal stocks. These take reduction plans shall be developed by take reduction teams, comprised of

representatives of Federal, state, and other government agencies, as well as other non-governmental organizations. In some cases, take reduction plans may recommend regulatory measures for effective implementation. NMFS must publish proposed regulations to implement such plans for public review and comment during a period not to exceed 90 days.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/22/97	62 FR 39157
NPRM	08/15/97	62 FR 43302
NPRM Comment	10/14/97	
Period End		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Vicki Cornish/Michael Payne, Fishery Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2322

Fax: 301 713-0376

RIN: 0648-AI84

711. 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

712. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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	09/19/97	62 FR 49195
NPRM Comment	11/03/97	
Period End		
Final Action	12/00/97	
Final Action Effective	01/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: None

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-AJ55

DOC—NOAA

Proposed Rule Stage

NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT

713. • OPERATIONS OF MOTORIZED PERSONAL WATERCRAFT IN THE GULF OF THE FARALLONES NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1431 et seq

CFR Citation: 15 CFR 922

Legal Deadline: None

Abstract: The National Oceanic and Atmospheric Administration's Sanctuaries and Reserves Division is soliciting any information from interested parties to assist the agency in evaluating the operation of motorized personal watercraft in the area of the Gulf of the Farallones National Marine Sanctuary. This information will be used in assessing the present and potential use and impacts of motorized personal watercraft in the Sanctuary and the need, if any, for appropriate regulation to protect Sanctuary resources or reduce user conflict in the Sanctuary.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

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-AK01

OFFICE OF THE ADMINISTRATOR

714. LICENSING OF PRIVATE COMMERCIAL REMOTE-SENSING SATELLITE SYSTEMS

Regulatory Plan: This entry is Seq. No. 14 in Part II of this issue of the **Federal Register**.

RIN: 0648-AC64

715. • POLICIES AND PROCEDURES REGARDING USE OF THE NOAA-BASED DATA COLLECTION SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 313; 49 USC 44720; 15 USC 1525; 7 USC 4506; 5 USC 552

CFR Citation: 15 CFR 911

Legal Deadline: None

Abstract: Following analysis of information received at a December 1996 public meeting on space-based data collection systems, NOAA has developed a new system use proposal for the Argos Data Collection System. This new system-use policy will be integrated into current regulations which govern the use of NOAA's GOES Data Collection System. By codifying existing practice, as well as the new system-use policy, NOAA is making the process by which it administers its space-based data collection systems more transparent to U.S. users.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	12/00/97	
Final Action	02/00/98	
Final Action Effective	02/00/98	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Dane Clark, Department of Commerce, National Oceanic and Atmospheric Administration, NESDIS/Direct Services Division, Federal Building 4, Room 0158, 4401 Suitland Road, Suitland, MD 20746
Phone: 301 457-5678
Email: satinfo@nesdis.noaa.gov

RIN: 0648-AK04

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE

716. REGULATORY AMENDMENT TO IMPLEMENT PERMIT, REPORTING, AND RECORDKEEPING 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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 for a mandatory Federal permit; (2) recordkeeping and reporting requirements; and (3) a definition for "fishing trip" for processing vessels over 125 feet in length for the purpose of applying trip landing and frequency limits.

Timetable:

Action	Date	FR Cite
NPRM	11/19/92	57 FR 54552
NPRM Comment Period End	12/21/92	
Final Action	03/00/98	
Final Action Effective	05/00/98	

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

717. SECRETARIAL AMENDMENT TO THE FMP FOR ATLANTIC SWORDFISH

Priority: Substantive, Nonsignificant

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

CFR Citation: 50 CFR 630

Legal Deadline: Final, Statutory.

DOC—NOAA

Final Rule Stage

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

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

Timetable:

Action	Date	FR Cite
NPRM	02/26/97	62 FR 8672
NPRM Comment Period End	04/28/97	
Final Action	10/00/97	
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: 301 713-2334

RIN: 0648-AE09

718. 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
NPRM	08/07/97	62 FR 42474
NPRM Comment Period End	09/08/97	
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, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910 Phone: 301 713-2334

RIN: 0648-AG16

719. 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: Final, Statutory. Final regulations to be published within 30 days of the end of the comment period.

Abstract: Amendment 8 would revise the earned income requirement for a commercial vessel permit for king or Spanish mackerel, establish a moratorium on the issuance of commercial vessel permits for king mackerel, extend the management area for cobia to include the exclusive economic zone (EEZ) off the states of Virginia through New York, specify allowable gear in the fisheries for coastal migratory pelagic resources, allow the retention of up to five cut-off king mackerel in excess of an applicable commercial trip limit, and add to the management measures that may be established or modified by the FMP's framework procedure. In addition, NMFS proposes to clarify that a Federal vessel permit is not required for the use of a sea bass pot north of Cape Hatteras, NC; clarify what constitutes commercial fishing for the purpose of obtaining a commercial vessel permit; revise the definition of "charter vessel" to conform to a new definition of charter fishing in the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act); make explicit the authority of NMFS to reopen a fishery that has been closed prematurely, i.e., prior to a quota having been reached; and correct references in the codified text.

Timetable:

Action	Date	FR Cite
NPRM	06/23/97	62 FR 33800
NPRM Comment Period End	08/07/97	

Action	Date	FR Cite
Final Action	10/00/97	
Final Action Effective	10/00/97	

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-AG25

720. 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: Final, Statutory, August 15, 1997.

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	06/16/97	62 FR 32564
NPRM Comment Period End	07/16/97	
Final Action	10/00/97	
Final Action Effective	10/00/97	

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

721. 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: Final, Statutory. Final regulations to be published within 30 days of the end of the comment period.

Abstract: Amendment 9 would require, with limited exceptions, the use of certified bycatch reduction devices (BRDs) in shrimp trawls in the exclusive economic zone in the Gulf of Mexico shoreward of the 100-fathom (183-m) depth contour west of 85 degree 30W. long.; set the bycatch reduction criterion for the certification of BRDs; and establish a fishery management plan framework procedure for modifying the bycatch reduction criterion, for establishing and modifying the BRD testing protocol and its specification, and for certifying and decertifying BRDs.

Timetable:

Action	Date	FR Cite
NPRM	07/02/97	62 FR 35774
NPRM Comment	08/18/97	
Period End		
Final Action	10/00/97	
Final Action Effective	10/00/97	

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-AH52

722. 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

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 the end of the comment period on the proposed rule.

Abstract: This rule would implement (1) a License Limitation Program intended to halt the increase in fishing vessels and limit their fishing capacity

and (2) a multi-species Community Development Quota program for certain western Alaska communities.

Timetable:

Action	Date	FR Cite
NPRM	08/15/97	62 FR 43866
NPRM Comment	09/29/97	
Period End		
Final Action	10/00/97	
Final Action Effective	10/00/97	

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-AH65

723. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment allows for permit moratorium/limited entry into the Commercial Shark Fishery.

Timetable:

Action	Date	FR Cite
NPRM	12/20/96	61 FR 68202
NPRM Comment	02/18/97	
Period End		
Final Action	10/00/97	
Final Action Effective	01/00/98	

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

724. 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	12/23/96	
Period End		
Final Action	10/00/97	
Final Action Effective	01/00/98	

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

725. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

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.

DOC—NOAA

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	06/17/97	62 FR 32734
NPRM Comment Period End	07/17/97	
Final Action	10/00/97	
Final Action Effective	10/00/97	

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

726. 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: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: NMFS had proposed to withdraw the Fishery Management Plans for Spiny Lobster and Stone Crab (FMPs). The regulations implementing these FMPs 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	12/00/97	
Final Action Effective	01/00/98	

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

727. 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	04/23/97	62 FR 19723
NPRM Comment Period End	07/08/97	
Final Action	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: James P. Burgess, 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

Fax: 301 713-1043

Email: james.burgess@noaa.gov

RIN: 0648-AJ30

728. 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: Final, Statutory, September 10, 1997.

Abstract: Implement an improved retention and utilization plan.

Timetable:

Action	Date	FR Cite
NPRM	06/26/97	62 FR 34429
NPRM Comment Period End	08/11/97	
Final Action	10/00/97	
Final Action Effective	10/00/97	

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

729. 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, Statutory.

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

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

Timetable:

Action	Date	FR Cite
NPRM	08/13/97	62 FR 43307
NPRM Comment Period End	09/29/97	
Final Action	10/00/97	
Final Action Effective	10/00/97	

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

DOC—NOAA

Final Rule Stage

730. 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 revises guidelines to national standards 1, 2, 4, and 5, 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	08/04/97	62 FR 41907
NPRM Comment Period End	09/18/97	
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

731. ATLANTIC SWORDFISH FISHERY; QUOTAS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq

CFR Citation: 50 CFR 630

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: NMFS amends the regulations governing the Atlantic Swordfish fishery by setting the total allowable catch by gear and season.

Timetable:

Action	Date	FR Cite
NPRM	07/25/97	62 FR 40039
NPRM Comment Period End	08/21/97	
Final Action	10/00/97	

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

732. WITHDRAWAL OF THE FISHERY MANAGEMENT PLAN FOR THE AMERICAN LOBSTER FISHERY

Priority: Substantive, Nonsignificant

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	03/00/98	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: RIN 0648-AI14 (Advanced Notice of Proposed Rulemaking for American Lobster) and RIN 0648-AI16 (Withdrawal of Federal Fisheries Regulations) are being processed under RIN 0648-AJ73. RIN 0648-XX55 is being processed under RIN 0648-AJ73.

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-AJ73

733. 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	
Final Action	10/00/97	

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-AJ84

734. 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.

DOC—NOAA

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	05/27/97	62 FR 28657
NPRM Comment Period End	08/25/97	
Final Action	12/00/97	

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

735. • ENDANGERED AND THREATENED SPECIES: TAKE OF THREATENED SOUTHERN OREGON/NORTHERN CALIFORNIA COAST EVOLUTIONARILY SIGNIFICANT UNIT (ESU) COHO SALMON

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq to 16 USC 1543 et seq subpart B Sec 227.12; 16 USC 1361 et seq

CFR Citation: 50 CFR 227

Legal Deadline: None

Abstract: On May 6, 1997, NMFS listed the Southern Oregon/Northern California Coast ESU of Coho Salmon as threatened. NMFS is now issuing protective regulations under section 4(d) of the ESA which will apply section 9(a) prohibitions to all activities within this ESU unless: in compliance with section 10 or other exemptions under the ESA; in accordance with a timely application for a permit for scientific purposes to enhance propagation or survival of the species; or within carefully circumscribed harvest hatchery, research and monitoring, or habitat restoration activity exceptions.

Timetable:

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

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joe Blum, Fisheries Biologist, Department of Commerce,

National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-1401

Fax: 301 713-0376

Email: joe.blum@noaa.gov

RIN: 0648-AJ91

736. • ANTARCTIC MARINE LIVING RESOURCES CONVENTION ACT OF 1984; CONSERVATION AND MANAGEMENT MEASURES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 2431 et seq

CFR Citation: 50 CFR 300

Legal Deadline: None

Abstract: Resolutions and measures adopted by the Commission for the Conservation of Antarctic Marine Living Resources (CCAMLR) since the framework regulations were adopted are announced, and public comment invited, in the Federal Register by the Department of State each year following the Commission meeting. Following this comment period, a final regulatory notice is published in the Federal Register by the Department of Commerce (NMFS).

Timetable:

Action	Date	FR Cite
Final Action	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Robin Tuttle, Foreign Affairs Officer, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East West Highway, Silver Spring, MD 20910

Phone: 301 713-2282

RIN: 0648-AJ94

737. • MAGNUSON ACT PROVISIONS; APPOINTMENT OF INDIAN TRIBAL REPRESENTATIVE TO PACIFIC FISHERY MANAGEMENT COUNCIL

Priority: Info./Admin./Other

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 1801 et seq; 5 USC 561

CFR Citation: 50 CFR 600.215

Legal Deadline: None

Abstract: Establishes the regulations and procedures for appointing an Indian Tribal Representative to the Pacific Fishery Management Council.

Timetable:

Action	Date	FR Cite
NPRM	08/05/97	62 FR 42093
NPRM Comment Period End	08/11/97	
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: William Robinson, Chief, Fishery Management Division, Northwest Regional Office, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., Seattle, WA 98115
Phone: 206 526-6140

RIN: 0648-AJ95

738. • NORTHERN ANCHOVY FISHERY; QUOTAS FOR THE 1998-99 FISHING YEAR (ANNUAL SPECIFICATIONS)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory, August 1, 1998.

Abstract: This final rule would implement harvest quotas for the northern anchovy fishery for the 1998-99 season. These specifications would include quotas for the reduction and non-reduction fisheries and a total allowable level of foreign fishing. These harvest quotas are issued in accordance with procedures for annual specifications under the Northern Anchovy Fishery Management Plan as recommended by the Pacific Fishery Management Council.

Timetable:

Action	Date	FR Cite
Final Action	08/00/98	
Final Action Effective	08/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth, Acting Regional Administrator, Southwest Region, NMFS, Department of Commerce,

DOC—NOAA

Final Rule Stage

National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90804-4213
Phone: 562 980-4001

RIN: 0648-AK24

739. • 1998-1999 MANAGEMENT MEASURES FOR COMMERCIAL, RECREATIONAL, AND TREATY INDIAN 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: Annual management measures for the 1998-99 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	04/00/98	
Final Action Effective	05/00/98	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: State, Local, 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. I, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AK25

740. • REGULATORY AMENDMENT TO IMPLEMENT OBSERVER REQUIREMENTS FOR PROCESSING VESSELS OVER 125 FEET: PACIFIC COAST GROUND FISH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Regulations would require processing vessels 125 feet and longer

to carry fishery observers approved by NMFS for the purpose of monitoring catch and gathering data.

Timetable:

Action	Date	FR Cite
NPRM	11/19/92	57 FR 54552
NPRM Comment Period End	12/21/92	
Final Action	03/00/98	
Final Action Effective	05/00/98	

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. I, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AK26

741. • ENDANGERED AND THREATENED SPECIES; REGULATIONS CONSOLIDATION

Priority: Info./Admin./Other

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: 44 USC 3501 et seq; 16 USC 1531 et seq; 16 USC 742a et seq; 31 USC 9701 Act of August 31, 1951, 65 Stat. 290; 16 USC 1361 et seq

CFR Citation: 50 CFR 217; 50 CFR 220; 50 CFR 221; 50 CFR 222; 50 CFR 223; 50 CFR 225; 50 CFR 226; 50 CFR 227

Legal Deadline: None

Abstract: This final rule consolidates and reorganizes existing regulations regarding implementation of the Endangered Species Act. The action is part of the President's Regulatory Reinvention Initiative.

Timetable:

Action	Date	FR Cite
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Therese Conant, Fishery Biologist, 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-AK34

742. • FINAL RULE TO MODIFY THE REGULATIONS IMPLEMENTING 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: This rule would allow a seasonal exempted gillnet fishery from June 1 through October 31 each year for bonito and little tunny in an area extending south from the Rhode Island coast to the 43880 Loran C line. Vessels fishing under the exemption would be required to use a minimum of 5.5 inch square or diamond mesh gillnet.

Timetable:

Action	Date	FR Cite
Final Action	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

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

RIN: 0648-AK35

743. CIVIL PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 to 1882; 16 USC 1531 to 1543; 16 USC 1361 to 1407; 16 USC 3371 to 3378; 16 USC 1431 to 1439; 16 USC 773 to 773k; 16 USC 951 to 961; 16 USC 1021 to 1032; 16 USC 3631 to 3644; 42 USC 9101 et seq; 30 USC 1401 et seq; 16 USC 971 to 971i; 16 USC 781 et seq; 16 USC 972 to 972b; 16 USC 916 to 916l; ...

CFR Citation: 15 CFR 904

Legal Deadline: None

Abstract: This interim final rule amends NOAA's regulations to make them consistent with a Federal District Court ruling on the Agency's consideration of a respondent's ability to pay when assessing a civil penalty.

DOC—NOAA

Final Rule Stage

The amendment removed a provision which placed the burden on the respondent to raise and prove inability to pay an assessed penalty when the statute involved requires NOAA to take ability to pay into account. A subsequent amendment to the statute in the Magnuson-Stevens Fishery Conservation and Management Act will require changes to the interim final rule.

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

Additional Information: This rule remains in interim final status. The final rule will reflect changes necessitated by recent statutory amendments enacted as part of the Magnuson-Stevens Fisheries Conservation and Management Act.

Agency Contact: Hugh Schratwieser, Attorney Adviser, Department of Commerce, National Oceanic and Atmospheric Administration, Office of the Assistant General Counsel for Enforcement and Litigation (GCEL), 8484 Georgia Ave. 4th Fl, Silver Spring, MD 20910
Phone: 301 427-2202

RIN: 0648-AF96

744. TAKING AND IMPORTING OF MARINE MAMMALS; DOLPHIN MORTALITY LIMITS DURING PURSE SEINE SETS ON MARINE MAMMALS 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 interim final rule will amend the current performance standards in the MMPA regulations to ensure that U.S. vessels can be legally prevented from making sets on tuna associated with dolphins in the eastern tropical Pacific Ocean once the vessels' dolphin mortality limit is reached. This rule also implements portions of the International Dolphin Conservation Act of 1992.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/19/93	58 FR 29127
Final Action	12/00/97	

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 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AF07

745. TAKING AND IMPORTING OF MARINE MAMMALS; "DOLPHIN-SAFE" TUNA LABELING

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216; 50 CFR 247

Legal Deadline: None

Abstract: This rule will finalize the interim final rule implementing the Dolphin Protection Consumer Information Act. The interim final rule: (1) identified fish and fish products subject to importation requirements mandated by the Marine Mammal Protection Act, as amended by the DPC14; (2) specified the use and contents of a new NOAA form required to import into the United States certain fish and fish products potentially harvested with methods injurious to marine mammals; (3) required importers of certain fish and fish products harvested by nations that engage in high seas large-scale driftnet fishing to provide certification by a responsible government official of the harvesting nation that the items to be imported were not harvested with large-scale driftnets in certain areas of the high seas; and (4) regulated the use of labels suggesting that tuna products are "dolphin safe." This rule also implements portions of the High Seas Driftnet Fisheries Enforcement Act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/19/91	56 FR 47418
Final Action	12/00/97	

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 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AF08

746. DESIGNATED CRITICAL HABITAT; JOHNSON'S SEAGRASS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1533

CFR Citation: 50 CFR 226

Legal Deadline: None

Abstract: The National Marine Fisheries Service (NMFS) has proposed that Johnson's seagrass be listed as threatened under the Endangered Species Act (ESA). Section 4(b)(2) of the ESA requires that critical habitat be designated for a listed species after taking into consideration the economic impact, and any other relevant impact, of specifying any particular area as critical habitat. Critical habitat is the specific area within the geographical range of the species that has physical or biological features essential to the conservation of the species and which may require special management consideration or protection.

Timetable:

Action	Date	FR Cite
NPRM	08/04/94	59 FR 39716
NPRM Comment Period End	10/13/94	
Final Action	06/00/98	
Final Action Effective	07/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Margaret C. Lorenz, Marine Resource Management Specialist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AF79

747. 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 Period End	07/15/96	
NPRM	08/02/96	61 FR 40377
NPRM Comment Period End	09/17/96	
Final Action	10/00/97	
Final Action Effective	11/00/97	

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

748. 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
Interim Final Rule	07/18/97	62 FR 38479
Final Action	10/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Undetermined

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

Agency Contact: Joe Blum, 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-AG56

749. 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	07/30/97	62 FR 40786
NPRM Comment Period End	09/29/97	
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: Joe Blum, 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

750. 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
NPRM Comment Period End	07/05/95	
Final Action	04/00/98	

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

751. 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.

DOC—NOAA

Final Rule Stage

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	10/00/97	
Final Action Effective	11/00/97	

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

752. 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	02/13/97	62 FR 6729
Final Action	12/00/97	

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

753. 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 222

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
NPRM	06/12/97	62 FR 113
NPRM Comment Period End	08/11/97	
Final Action	10/00/97	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Margaret Lorenz, ESA Policy Coordinator, 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

NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT

754. THUNDER BAY NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1431 to 1445

DOC—NOAA

Final Rule Stage

CFR Citation: 15 CFR 922

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	06/23/97	62 FR 33768
NPRM Comment Period End	09/22/97	
Final Action	10/00/97	

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

755. 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: 15 CFR 944

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	06/13/97	62 FR 32246
NPRM Comment Period End	08/12/97	
Final Action	10/00/97	

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

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE

Phone: 508 281-9300

RIN: 0648-AF87

756. FISHERY MANAGEMENT PLAN FOR TILEFISH

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Timetable:

Action	Date	FR Cite
NPRM	01/00/99	
NPRM Comment Period End	02/00/99	
Final Action	08/00/99	
Final Action Effective	09/00/99	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. Andrew A. Rosenberg

757. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC BILLFISH

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 644

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
Final Action	09/00/99	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Gary C. Matlock
Phone: 301 713-7334

RIN: 0648-AF88

758. 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

DOC—NOAA

Long-Term Actions

759. REGULATORY AMENDMENT TO REQUIRE ELECTRONIC SUBMISSION BY ALASKA GROUND FISH PROCESSORS OF WEEKLY PRODUCTION REPORTS AND CHECK IN/OUT REPORTS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AI66

760. REGULATORY AMENDMENT TO PREVENT OVERFISHING AND REBUILD STOCKS

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-AJ46

761. REGULATORY AMENDMENT TO IMPLEMENT BYCATCH REDUCTION MEASURES

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-AJ47

762. AMENDMENTS TO THE BSAI AND GOA FISHERY MANAGEMENT PLANS TO IMPLEMENT A DATA COLLECTION PROGRAM FOR RECREATIONAL, CHARTER, AND COMMERCIAL FISHING

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-AJ49

763. REGULATORY AMENDMENT TO REVISE DEFINITIONS

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-AJ50

764. • FMP AMENDMENTS TO BSAI GROUND FISH AND THE GROUND FISH OF THE GOA TO ALLOCATE SHORTRAKER ROUGH EYE ROCK FISH BETWEEN GEAR TYPES

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 FMP amendments would allocate Aleutian Island area shortraker rough eye rockfish between vessels using trawl and vessels using fixed gear to address potential gear preemption issues and overfishing concerns for these species.

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, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AJ99

765. • RULEMAKING TO ESTABLISH THE NORTH PACIFIC LOAN PROGRAM

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: This rulemaking would establish a North Pacific Loan Program which would provide financing for loans to fishermen who fish from small vessels or entry level fishermen fishing IFQ fisheries.

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: None

DOC—NOAA

Long-Term Actions

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228
RIN: 0648-AK07

766. • REGULATORY AMENDMENT TO DEVELOP A C. BAIRDI VESSEL INCENTIVE PROGRAM

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: Inshore/Offshore reallocation.

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, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK08

767. • FMP AMENDMENTS FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS AND FOR THE GROUND FISH 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.

Abstract: Inshore/Offshore allocation of pollock and Pacific cod and

reauthorization of pollock CDQ 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, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK12

768. • REGULATORY AMENDMENT TO ALLOCATE PACIFIC HALIBUT TO THE HALIBUT SUBSISTENCE FISHERY

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: Establish measures to allocate halibut and manage the halibut subsistence fishery.

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, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK16

769. • REGULATORY AMENDMENT TO ALLOCATE PACIFIC HALIBUT TO THE CHARTER BOAT FLEET

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: Establish measures to manage the halibut charter boat industry.

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, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK17

770. 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

DOC—NOAA

Long-Term Actions

771. 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	08/08/92	
Period End		

Next Action Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Therese Conant
Phone: 301 713-1401

RIN: 0648-AE54

772. 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

773. 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	01/08/92	
Period End		

Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Agency Contact: Kenneth Hollingshead
Phone: 301 713-2055

RIN: 0648-AF50

774. 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: Joe Blum
Phone: 301 713-1401

RIN: 0648-AG15

775. 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

776. 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	08/08/92	
Period End		

Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: State

Agency Contact: Robert C. Ziobro
Phone: 310 713-1401

RIN: 0648-AG38

777. 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

778. 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

779. 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	10/16/95	60 FR 35891
Period End		
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

780. 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

DOC—NOAA

Long-Term Actions

Action **Date** **FR Cite**
 NPRM Comment 11/14/94
 Period End
 Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Hilda Diaz-Soltero
 Phone: 310 980-4001
RIN: 0648-AH04

781. SHRIMP VESSEL REGISTRATION REQUIREMENT

Priority: Other Significant
CFR Citation: 50 CFR 227
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

NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT

782. 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

783. REVISION OF OVERFLIGHT REGULATIONS

Priority: Substantive, Nonsignificant
CFR Citation: 15 CFR 922
Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Elizabeth Moore
 Phone: 301 713-3145
RIN: 0648-AI91

OFFICE OF THE ADMINISTRATOR

784. 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
 Phone: 301 713-3338
RIN: 0648-AF20

785. 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

786. 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)

787. REGULATORY ADJUSTMENTS TO THE FMP FOR SHARKS OF THE ATLANTIC OCEAN

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 678
Completed:

Reason	Date	FR Cite
Final Action	04/07/97	62 FR 16648

Small Entities Affected: Businesses
Government Levels Affected: None
Agency Contact: Gary C. Matlock
 Phone: 301 713-2334
RIN: 0648-AH77

788. 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
CFR Citation: 50 CFR 622
Completed:

Reason	Date	FR Cite
Final Action	05/01/97	62 FR 23671

Small Entities Affected: None
Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer
 Phone: 813 570-5301
RIN: 0648-AI13

789. ADVANCE NOTICE OF PROPOSED RULEMAKING FOR THE AMERICAN LOBSTER FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 649

DOC—NOAA

Completed Actions

Completed:

Reason	Date	FR Cite
Withdrawn See "Additional Information"	07/14/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9200

RIN: 0648-AI14

790. AMENDMENT 2 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	04/16/97	62 FR 18536
Final Action Effective	04/21/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer
Phone: 813 570-5301

RIN: 0648-AI15

791. 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.

CFR Citation: 50 CFR 649

Completed:

Reason	Date	FR Cite
Withdrawn	07/14/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Gary C. Matlock
Phone: 301 713-2334

RIN: 0648-AI16

792. AMENDMENT 7 TO THE ATLANTIC SEA SCALLOP FISHERY MANAGEMENT PLAN

Completed:

Reason	Date	FR Cite
Withdrawn - Duplicate of RIN 0648-AJ33	07/14/97	

RIN: 0648-AI36

793. REGULATORY AMENDMENT TO REVISE THE RECORDKEEPING AND REPORTING REQUIREMENTS FOR GROUND FISH FISHERIES OF THE EEZ OFF OF ALASKA FOR 1998

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Final Action	04/11/97	62 FR 17753
Final Action Effective	05/12/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AI68

794. PACIFIC WHITING ALLOCATION AMONG NON-TRIBAL SECTORS AND SEASONAL FRAMEWORK

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	05/20/97	62 FR 27519
Final Action Effective	05/14/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: William Stelle
Phone: 206 526-6150

RIN: 0648-AI80

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

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	07/01/97	62 FR 35450
Final Action Effective	07/31/97	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Tribal, Federal

Agency Contact: William Stelle
Phone: 206 526-6150

RIN: 0648-AI82

796. AMENDMENT 2 TO THE FISHERY MANAGEMENT PLAN FOR THE SCALLOP FISHERY OFF ALASKA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Final Action	04/11/97	62 FR 17749
Final Action Effective	05/02/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AI88

797. A MORATORIUM ON ISSUANCE OF NEW PERMITS FOR FISHING IN THE MAU ZONE PORTION OF THE NWHI BOTTOMFISH FISHERY

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	02/26/97	62 FR 8637
Final Action Effective	03/27/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AJ02

798. OPTIONS FOR ANGLING CATEGORY SEASON FOR THE ATLANTIC SEASON FOR THE ATLANTIC BLUEFIN TUNA FISHERIES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 285

Completed:

Reason	Date	FR Cite
Final Action	06/05/97	62 FR 30741
Final Action Effective	07/14/97	62 FR 38485

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Gary C. Matlock
Phone: 301 713-2334

RIN: 0648-AJ04

DOC—NOAA

Completed Actions

799. PROPOSED RULE TO IMPLEMENT AMENDMENT 6 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC MACKEREL, SQUID, AND BUTTERFISH FISHERIES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	02/26/97	62 FR 8636
Final Action Effective	03/28/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 518 281-9250

RIN: 0648-AJ06

800. 1997-98 MANAGEMENT MEASURES FOR COMMERCIAL, RECREATIONAL, AND TREATY INDIAN SALMON FISHERIES OFF THE COASTS OF WA, OR, AND CA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	05/05/97	62 FR 24335
Final Action Effective	05/01/97	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: William Stelle
Phone: 206 526-6150

RIN: 0648-AJ09

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

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Final Action	09/04/97	62 FR 46677
Final Action Effective	10/06/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Andrew Kemmerer
Phone: 813 570-5301

RIN: 0648-AJ13

802. WEAKFISH REGULATIONS FOR THE EXCLUSIVE ECONOMIC ZONE (EEZ)

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 697

Completed:

Reason	Date	FR Cite
Final Action	09/22/97	62 FR 49451
Final Action Effective	10/22/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Richard H. Schaefer
Phone: 301 427-2014
Fax: 301 427-2313

RIN: 0648-AJ15

803. REGULATORY AMENDMENT TO IMPLEMENT 1997 NONTRAWL SABLEFISH HARVEST REGIME

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	08/27/97	62 FR 45350
Final Action Effective	08/21/97	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle
Phone: 206 526-6150

RIN: 0648-AJ19

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

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	06/27/97	62 FR 34670
Final Action Effective	07/28/97	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle
Phone: 206 526-6150

RIN: 0648-AJ23

805. REGULATIONS OF GREATER AMBERJACK, LESSER AMBERJACK, BANDED RUDDERFISH, AND/OR ALMACOJACK UNDER THE FMP FOR REEF FISH RESOURCES OF GOM

Priority: Info./Admin./Other

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Withdrawn	11/15/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Andrew Kemmerer
Phone: 813 570-5301

RIN: 0648-AJ27

806. FRAMEWORK ADJUSTMENT 23 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERY

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	04/01/97	62 FR 15425
Final Action Effective	03/27/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9200

RIN: 0648-AJ32

807. IMPLEMENTATION OF MEASURES CONTAINED IN FRAMEWORK ADJUSTMENT 21 TO THE NORTHEAST MULTISPECIES FMP

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	02/25/97	62 FR 8404
Final Action Effective	02/20/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9200

RIN: 0648-AJ34

DOC—NOAA

Completed Actions

808. REGULATORY AMENDMENT TO REQUIRE A SIX-HOUR NOTICE OF LANDING OF INDIVIDUAL FISHING QUOTA (IFQ) SPECIES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Final Action	05/12/97	62 FR 26246
Final Action Effective	06/13/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AJ35

809. AMENDMENT OF CONSOLIDATED REGULATIONS AT 50 CFR 679 TO INCLUDE THE HIGH SEAS SALMON FISHERY OFF ALASKA REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Final Action	04/23/97	62 FR 19686
Final Action Effective	05/23/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AJ38

810. IMPLEMENTATION OF MEASURES TO AVOID SEA BIRDS IN THE ALASKA LONGLINE GROUND FISH FISHERY

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Final Action	04/29/97	62 FR 23176
Final Action Effective	05/29/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AJ39

811. 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

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	07/11/97	62 FR 37154
Final Action Effective	07/08/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9250
Fax: 508 281-9135

RIN: 0648-AJ42

812. FINAL RULE TO IMPLEMENT FRAMEWORK ADJUSTMENT 20 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERY

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	09/19/97	62 FR 49144
Final Action Effective	09/18/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9200

RIN: 0648-AJ43

813. 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

CFR Citation: 50 CFR 648; 50 CFR 649

Completed:

Reason	Date	FR Cite
Final Action	03/10/97	62 FR 10747
Final Action Effective	03/17/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9272

RIN: 0648-AJ48

814. 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

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	07/16/97	62 FR 38038
Final Action Effective	08/14/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9250
Fax: 508 281-9135

RIN: 0648-AJ53

815. 1997 HARVEST GUIDELINE FOR NORTHWESTERN HAWAIIAN ISLANDS LOBSTER FISHERY

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	05/23/97	62 FR 28376
Final Action Effective	07/01/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AJ56

816. ADJUSTMENT OF AREA CLOSURE FOR NORTHWESTERN HAWAIIAN ISLANDS (NWHI) LOBSTER FISHERY FOR VESSELS WITH VESSEL MONITORING SYSTEM EQUIPMENT

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

DOC—NOAA

Completed Actions

Completed:

Reason	Date	FR Cite
Final Action	07/01/97	62 FR 35448
Final Action Effective	08/13/97	62 FR 43294

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AJ57

817. MAGNUSON-STEVENS ACT PROVISIONS; FOREIGN FISHING VESSELS IN INTERNAL WATERS

Priority: Info./Admin./Other

CFR Citation: 50 CFR 600

Completed:

Reason	Date	FR Cite
Final Action	05/19/97	62 FR 27182
Final Action Effective	06/18/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Gary C. Matlock
Phone: 301 713-2334

RIN: 0648-AJ59

818. ADJUSTMENT OF NORTHWESTERN HAWAIIAN ISLANDS (NWHI) LOBSTER HARVEST GUIDELINE SYSTEM TO PREVENT OVERFISHING

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	06/23/97	62 FR 33761
Final Action Effective	06/23/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AJ61

819. FRAMEWORK ADJUSTMENT 9 TO THE ATLANTIC SEA SCALLOP FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	08/14/97	62 FR 43469
Final Action Effective	08/15/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9200

RIN: 0648-AJ62

820. ATLANTIC TUNA FISHERIES; EFFORT CONTROLS

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

Unfunded Mandates: Undetermined

CFR Citation: 50 CFR 285

Completed:

Reason	Date	FR Cite
Final Action	07/21/97	62 FR 38939
Final Action Effective	07/15/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gary C. Matlock
Phone: 301 713-2334

RIN: 0648-AJ65

821. ATLANTIC TUNA FISHERIES; ANNUAL ATLANTIC BLUEFIN TUNA QUOTAS

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

Unfunded Mandates: Undetermined

CFR Citation: 50 CFR 285

Completed:

Reason	Date	FR Cite
Final Action	06/30/97	62 FR 35107

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gary C. Matlock
Phone: 301 713-2334

RIN: 0648-AJ69

822. PROCEDURES GOVERNING ESTABLISHMENT AND OPERATION OF FISHERY NEGOTIATION PANELS

Priority: Info./Admin./Other

CFR Citation: 50 CFR 600

Completed:

Reason	Date	FR Cite
Final Action	05/01/97	62 FR 23668

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gary C. Matlock
Phone: 301 713-2334

RIN: 0648-AJ72

823. 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

CFR Citation: 50 CFR 628; 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	03/20/97	62 FR 13298
Final Action Effective	03/20/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9300

RIN: 0648-AJ78

824. FINAL RULE TO IMPLEMENT FRAMEWORK ADJUSTMENT 16 TO THE NORTHEAST MULTISPECIES FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	03/03/97	62 FR 9377
Final Action Effective	04/02/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9300

RIN: 0648-AJ80

825. 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

DOC—NOAA

Completed Actions

Government effort. It will eliminate existing text in the CFR.

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	04/18/97	62 FR 19042
Final Action Effective	04/18/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AJ81

826. • FUR SEAL SUBSISTENCE HARVEST ESTIMATES FOR 1997-1999; 1994-1996 SUBSISTENCE HARVESTS ON THE PRIBILOF ISLANDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1151 et seq; 16 USC 1361 et seq

CFR Citation: 50 CFR 216, subpart F

Legal Deadline: Final, Statutory, June 23, 1997.

Abstract: The northern fur seal population is considered depleted under the MMPA. The subsistence harvest of northern fur seals on the Pribilof Islands, AK, is governed by regulations found in 50 CFR Part 216. The purpose of these regulations is to limit the take of fur seals to a level providing for the subsistence needs of the Pribilof Aleuts, while using humane harvesting methods and restricting taking by sex, age, and season for herd management purposes.

Pursuant to the regulations governing northern fur seal subsistence taking on the Pribilof Islands, and following a 30-day public comment period on the proposed subsistence need estimates of the Pribilof Aleuts, NMFS is publishing this final rule establishing annual northern fur seal harvest range levels for 1997-1999 and summarizing the annual harvest for 1994-1996.

Timetable:

Action	Date	FR Cite
NPRM	04/11/97	62 FR 17774
NPRM Comment Period End	05/12/97	
Final Action	06/19/97	62 FR 33374

Small Entities Affected: None

Government Levels Affected: Tribal

Agency Contact: Margot Bohan, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2322
Fax: 301 713-0376

RIN: 0648-AJ86

827. • ESTABLISHMENT OF CONTROL DATE FOR BLACK SEA BASS POT FISHERY OF SOUTH ATLANTIC EEZ

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: None

Abstract: The black sea bass fishery is managed under the Fishery Management Plan for the Snapper-Grouper of the South Atlantic Region by the South Atlantic Fishery Management Council (Council). An advanced notice of proposed rulemaking (control date) for the black sea bass pot fishery in the South Atlantic was published in the Federal Register on April 23, 1997. The control date notifies the public that the Council is considering the need to impose additional management measures limiting entry into the commercial pot fishery for black sea bass in the exclusive economic zone off the southern Atlantic states, and, if there is a need, what management measures should be imposed. The control date is April 23, 1997. After that date, anyone entering the commercial sea bass pot fishery may not be assured of future participation in the fishery if a limited entry management regime is implemented. This control date applies only south of Cape Hatteras, North Carolina. Fishermen who take black sea bass with hook-and-line gear would not be affected by the sea bass pot control date.

Timetable:

Action	Date	FR Cite
Final Action	04/23/97	62 FR 19732

Small Entities Affected: None

Government Levels Affected: None

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
Fax: 813 570-5300

RIN: 0648-AJ88

828. • PROPOSED TRADE RESTRICTIONS FOR ATLANTIC BLUEFIN TUNA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq

CFR Citation: 50 CFR 285

Legal Deadline: None

Abstract: This action prohibits importation of bluefin tuna harvested by vessels of Honduras, Belize and Panama.

Timetable:

Action	Date	FR Cite
NPRM	07/17/97	62 FR 38246
NPRM Comment Period End	08/04/97	
Final Action Effective	08/20/97	
Final Action	08/21/97	62 FR 44422

Small Entities Affected: None

Government Levels Affected: None

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-AJ93

829. • FINAL RULE TO IMPLEMENT A FRAMEWORK ADJUSTMENT 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 require vessels that exceed the Gulf of Maine (GOM) cod trip limit to layover at the dock until its days-at-sea (DAS) used equate to the allowable cod landings. Vessels would be allowed to transit from port to port during this time if they contact law enforcement for authorization.

DOC—NOAA

Completed Actions

Timetable:

Action	Date	FR Cite
Withdrawn - Consolidated Into RIN 0648-AJ96	08/05/97	

Small Entities Affected: None

Government Levels Affected: None

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-AJ97

830. 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

Completed:

Reason	Date	FR Cite
Withdrawn	07/10/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ann D. Terbush
Phone: 301 713-2289

RIN: 0648-AD39

831. DESIGNATION OF CRITICAL HABITAT FOR THE GULF OF MAINE POPULATION OF HARBOR PORPOISE

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 226

Completed:

Reason	Date	FR Cite
Withdrawn - Species Not Listed	07/10/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Michael Payne
Phone: 301 713-2322

RIN: 0648-AG06

832. 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.

CFR Citation: 50 CFR 215; 50 CFR 216

Completed:

Reason	Date	FR Cite
Final Action	03/22/96	61 FR 11750

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Margot Bohan
Phone: 301 713-2322
Fax: 301 713-0376

RIN: 0648-AI89

833. HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

Completed:

Reason	Date	FR Cite
Final Action	03/28/97	62 FR 14799

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Stephanie R. Thornton
Phone: 301 713-3125
RIN: 0648-AH91

834. REVISION OF COASTAL ZONE MANAGEMENT ACT REGULATIONS TO CONFORM TO STATUTORY CHANGES

Priority: Info./Admin./Other

CFR Citation: 15 CFR 921; 15 CFR 923; 15 CFR 930

Completed:

Reason	Date	FR Cite
Final Action	03/17/97	62 FR 12539
Final Action Effective	03/17/97	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Vickie Allin
Phone: 301 713-3086

RIN: 0648-AJ24

835. NATIONAL WEATHER SERVICE MODERNIZATION CRITERIA FOR AUTOMATION OF D-SERVICE LEVEL NWS SITES

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 946; 15 CFR 946 app A

Completed:

Reason	Date	FR Cite
Final Action	07/21/97	62 FR 38901
Final Action Effective	10/01/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nicholas Scheller
Phone: 301 713-0454
Fax: 301 713-1002

RIN: 0648-AJ83

DEPARTMENT OF COMMERCE (DOC) Patent and Trademark Office (PTO)

Proposed Rule Stage

836. 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	02/00/98	
NPRM Comment Period End	03/00/98	
Final Action	06/00/98	
Final Action Effective	07/00/98	

DOC—PTO

Proposed Rule Stage

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

837. 1998 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	12/00/97	
NPRM Comment Period End	02/00/98	

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

838. • TECHNICAL 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 10.7
Legal Deadline: None

Abstract: This rulemaking amends the rules of practice before the PTO to include the technical requirements for registration to practice before the PTO in patent cases.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	
NPRM Comment Period End	11/00/97	
Final Action	02/00/98	
Final Action Effective	03/00/98	

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, Box 4, Washington, DC 20231
 Phone: 703 305-5316

Fax: 703 305-5276
RIN: 0651-AA95

839. • REVISION OF PATENT AND TRADEMARK FEES FOR FISCAL YEAR 1998

Priority: Routine and Frequent
Legal Authority: 35 USC 41; 15 USC 1115; 35 USC 6; 35 USC 376; 15 USC 1051; 15 USC 1113; 15 USC 1123; PL 101-508; PL 102-204; PL 103-66
CFR Citation: 37 CFR 1.16 to 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, 1998.

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 (PL 102-204).

Timetable:

Action	Date	FR Cite
NPRM	05/00/98	
NPRM Comment Period End	06/00/98	
Final Action	07/00/98	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Matthew Lee, Systems Analyst, Department of Commerce, Patent and Trademark Office, Washington, DC 20231
 Phone: 703 305-8051
RIN: 0651-AA96

DEPARTMENT OF COMMERCE (DOC)
 Patent and Trademark Office (PTO)

Final Rule Stage

840. 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	03/00/98	
Final Action Effective	04/00/98	

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

DOC—PTO

Final Rule Stage

Office, Box DAC, Assistant
 Commissioner for Patents, Washington,
 DC 20231
 Phone: 703 305-8850
 Fax: 703 305-8825
RIN: 0651-AA75

**841. 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	03/00/98	
Final Action Effective	04/00/98	

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

**842. 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	10/00/97	
Final Action Effective	11/00/97	

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

**843. 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.

Timetable:

Action	Date	FR Cite
NPRM	06/05/97	62 FR 30802

Action	Date	FR Cite
NPRM Comment Period End	08/04/97	
Final Action	12/00/97	
Final Action Effective	01/00/98	

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

**844. 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	10/00/97	
Final Action Effective	11/00/97	

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

845. 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

Action	Date	FR Cite
ANPRM Comment Period End Next Action Undetermined	03/01/93	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Paul Salmon
 Phone: 703 305-8600
RIN: 0651-AA50

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 37 CFR 1.75

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kenneth Corsello
 Phone: 202 305-9041
 Fax: 703 305-9373
 Email: kenneth.corsello@uspto.gov

RIN: 0651-AA91

DEPARTMENT OF COMMERCE (DOC)
Patent and Trademark Office (PTO)

Completed Actions

847. 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.

CFR Citation: 37 CFR 1

Completed:

Reason	Date	FR Cite
Withdrawn Prior to Publication	08/15/97	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Stephen G. Kunin
 Phone: 703 305-8850
 Fax: 703 305-8825
RIN: 0651-AA84

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

Completed:

Reason	Date	FR Cite
Final Action	07/29/97	62 FR 40450
Final Action Effective	10/01/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Matthew Lee
 Phone: 703 305-8051

RIN: 0651-AA92

848. REVISION OF PATENT AND TRADEMARK FEES FOR FISCAL YEAR 1998
Priority: Substantive, Nonsignificant
CFR Citation: 37 CFR 1.16; 37 CFR 1.17; 37 CFR 1.18; 37 CFR 1.19; 37 CFR

DEPARTMENT OF COMMERCE (DOC)
Technology Administration (TA)

Final Rule Stage

849. 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	10/00/97	

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

850. 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.

DOC—TA

Final Rule Stage

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/07/96	61 FR 40997
Final Action	10/00/97	

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

**DEPARTMENT OF COMMERCE (DOC)
Technology Administration (TA)**

Long-Term Actions

**851. 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

**852. 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

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RIN: 0692-AA17

**DEPARTMENT OF COMMERCE (DOC)
Technology Administration (TA)**

Completed Actions

**853. 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.

CFR Citation: 37 CFR 102; 37 CFR 404

Completed:

Reason	Date	FR Cite
Final Action	08/07/96	61 FR 40997
Final Action Effective	08/07/96	

Small Entities Affected: None

Government Levels Affected: Federal

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RIN: 0692-AA16

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