

Superfund Site from the National Priorities List.

**SUMMARY:** On June 23, 2006, the United States Environmental Protection Agency (EPA) Region 6, published a direct final deletion (71 FR 36015) to delete the Brio Refining, Inc. Superfund Site (Site), located in Friendswood, Texas, from the National Priorities List (NPL). The EPA is withdrawing this final action due to an adverse comment received during the public comment period. After consideration of the comment received, if appropriate, EPA will publish a notice of deletion in the **Federal Register** based on the parallel notice of proposed deletion (71 FR 36015) dated June 23, 2006 and place a copy of the final deletion package, including a Responsiveness Summary in the Site repositories.

**DATES:** The direct final action published on June 23, 2006, at 71 FR 36015, is withdrawn as of August 22, 2006.

**ADDRESSES:** Comprehensive information on the Site, as well as the comment received during the comment period is available through the public docket contained at: U.S. EPA Region 6 Library, 7th Floor, 1445 Ross Avenue, Suite 1200, Dallas, Texas 75202-2733, (214) 665-6424, Monday through Friday 9 a.m. to 12 p.m. and 1 p.m. to 4 p.m.

**FOR FURTHER INFORMATION CONTACT:** John C. Meyer, Remedial Project Manager (RPM), U.S. EPA Region 6 (6SF-LP), 1445 Ross Avenue, Dallas, TX 75202-2733, (214) 665-6742 or 1-800-533-3508 ([meyer.john@epa.gov](mailto:meyer.john@epa.gov)).

**SUPPLEMENTARY INFORMATION:** Comprehensive information about the Site is available for viewing and copying at the Site information repositories located at: U.S. EPA Region 6 Library, 7th Floor, 1445 Ross Avenue, Suite 1200, Dallas, Texas 75202-2733, (214) 665-6424, Monday through Friday 9 a.m. to 12 p.m. and 1 p.m. to 4 p.m.; San Jacinto College, South Campus Library, 13735 Beamer Road, Houston, Texas, 77089, (281) 992-3416, Monday through Thursday 8 a.m. to 9 p.m.; Friday 8 a.m. to 3 p.m.; Saturday 10 a.m. to 1 p.m.; Texas Commission on Environmental Quality (TCEQ), Central File Room Customer Service Center, Building E, 12100 Park 35 Circle, Austin, Texas, 78753, (512) 239-2900, Monday through Friday 8 a.m. to 5 p.m.

#### List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous Waste, Hazardous substances, Intergovernmental relations, Penalties, Reporting and record keeping

requirements, Superfund, Water Pollution control, and Water supply.

Dated: August 11, 2006.

**Richard E. Greene,**

*Regional Administrator, Region 6.*

[FR Doc. E6-13858 Filed 8-21-06; 8:45 am]

**BILLING CODE 6560-50-P**

## DEPARTMENT OF HOMELAND SECURITY

**48 CFR Parts 3001, 3002, 3003, 3006, 3011, 3016, 3017, 3022, 3023, 3024, 3027, 3028, 3031, 3035, 3042, 3052, and 3053.**

**RIN 1601-AA16**

### Revision of Department of Homeland Security Acquisition Regulation; Technical Amendments.

**AGENCY:** Department of Homeland Security.

**ACTION:** Final rule.

**SUMMARY:** This document makes amendments to the Department of Homeland Security Acquisition Regulation (HSAR) to delete any reference to the term "Organizational Elements", and to use instead, the term, "Components" in accordance with internal Department of Homeland Security (DHS) changes. These changes are technical amendments and make no substantive changes to the regulation.

**DATES:** This rule is effective on August 22, 2006.

**FOR FURTHER INFORMATION CONTACT:** Kathy Strouss, Office of the Chief Procurement Officer, Department of Homeland Security: (202) 447-5300.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The Department of Homeland Security recently updated the organizational structure nomenclatures by revising the term "Organizational Element" and replacing it with "Component". This is an internal Department organizational change not requiring public comment. This technical amendment addresses the change in nomenclature for the HSAR published as an Interim rule, (68 FR 67867), and the Final rule (71 FR 25759) by including the present terminology for the Department. In addition, there are a few other minor editorial corrections to the HSAR.

**List of Subjects in 48 CFR Parts 3001, 3002, 3003, 3006, 3011, 3016, 3017, 3022, 3023, 3024, 3027, 3028, 3031, 3035, 3042, 3052, and 3053**

Government procurement.

Dated: August 11, 2006.

**Elaine C. Duke,**

*Chief Procurement Officer.*

■ Accordingly, DHS amends 48 CFR 3001, 3002, 3003, 3006, 3011, 3016, 3017, 3022, 3023, 3024, 3027, 3028, 3031, 3035, 3042, 3052, and 3053 as follows:

■ 1. The authority citation for 48 CFR parts 3001, 3002, 3003, 3006, 3011, 3016, 3017, 3022, 3023, 3024, 3027, 3028, 3031, 3035, 3042, 3052, and 3053 continues to read as follows:

Authority: 41 U.S.C. 418b(a) and (b).

## PART 3001—FEDERAL ACQUISITION REGULATION SYSTEM

■ 2. Amend § 3001.105-2 by revising paragraph (a) to read as follows:

### 3001.105-2 Arrangement of regulations.

(a) General. The HSAR, which encompasses both Department-wide and Component-unique guidance, conforms to the arrangement and numbering system prescribed by (FAR) 48 CFR 1.105-2. Guidance that is unique to a Component contains the organization's acronym or abbreviation directly following the title. The following acronyms apply:

- Bureau of Customs and Border Protection (CBP);
- Bureau of Immigration and Customs Enforcement (ICE);
- DHS Office of Procurement Operations (OPO);
- Federal Emergency and Management Agency (FEMA) (includes all elements of the Emergency Preparedness and Response Directorate);
- Federal Law Enforcement Training Center (FLETC);
- Transportation Security Administration (TSA);
- U.S. Coast Guard (USCG); and
- U.S. Secret Service (USSS).

### 3001.301 [Amended]

■ 3. Amend § 3001.301 as follows:

- a. In paragraph (a)(1) in the third sentence by removing "Organizational Element (OE)" and adding "Component" in its place.
- b. In paragraph (a)(2)(i) in the last sentence by removing "OE" and adding "Component" in its place.

### 3001.301-70 [Amended]

■ 4. Amend § 3001.301-70(b) introductory text in the first sentence by removing "OEs" and adding "Components" in its place.

### 3001.303 [Amended]

■ 5. Amend § 3001.303 as follows:

- a. In paragraph (a)(5) in the first sentence by removing "Organizational

Element” and adding “Component” in its place.

■ b. In paragraph (a)(7) in the first sentence by removing “OE” and adding “Component” in its place.

#### 3001.304 [Amended]

■ 6. Amend § 3001.304 by revising paragraph (a) to read as follows:

#### 3001.304 Agency control and compliance procedures.

(a) The HSAR is under the direct oversight and control of the Homeland Security, Office of the Chief Procurement Officer (OCPO), which is responsible for evaluation, review, and issuance of all Department-wide acquisition regulations and guidance. Each HCA may supplement the HSAR with Component guidance. Supplementation should be kept to a minimum. Components proposing to issue regulatory supplements or use solicitation or contract clauses on a repetitive basis must obtain legal review by the Component’s legal counsel and forward supplements to the CPO for concurrence prior to publication in the **Federal Register**.

\* \* \* \* \*

#### 3001.403 [Amended]

■ 7–8. Amend § 3001.403 by removing the words “(HSAR) 48 CFR 3001.7000(a)” and adding in their place the words “(HSAR) 48 CFR 3001.7000.”

### PART 3002—DEFINITIONS OF WORDS AND TERMS

#### 3002.101 [Amended]

■ 9. Amend § 3002.101 by revising the definition for “Chief of the Contracting Office (COCO)”, “Contracting activity”, “Head of the Contracting Activity”, and “Head of the Agency”, removing “Organizational Element (OE)”, and adding “Component” and “Legal Counsel”, to read as follows:

#### 3002.101 Definitions.

\* \* \* \* \*

*Chief of the Contracting Office (COCO)* means the individual(s) responsible for managing the contracting office(s) within a Component.

\* \* \* \* \*

*Component* means the following entities for purposes of this chapter:

- (1) Bureau of Customs and Border Protection (CBP);
- (2) Bureau of Immigration and Customs Enforcement (ICE);
- (3) DHS Office of Procurement Operations (OPO);
- (4) Federal Emergency Management Agency (FEMA) (Includes all elements

of the Emergency Preparedness and Response Directorate);

(5) Federal Law Enforcement Training Center (FLETC);

(6) Transportation Security Administration (TSA); (TSA is exempt from the HSAR and HSAM according to the “Aviation and Transportation Security Act of 2001”);

(7) U.S. Coast Guard (USCG); and

(8) U.S. Secret Service (USSS).

*Contracting activity* includes all the contracting offices within a Component and is the same as the term “procuring activity.”

\* \* \* \* \*

*Head of the Agency* means the Secretary of the Department of Homeland Security, or, by delegation, the Under Secretary of Management.

*Head of the Contracting Activity (HCA)* means the individual responsible for direct management of the entire acquisition function within a Component.

*Legal counsel* means the Department of Homeland Security Office of General Counsel or Component office providing legal services to the contracting organization.

\* \* \* \* \*

#### 3002.270 [Amended]

■ 10. Amend § 3002.270 by removing “OE Organizational Element.”

### PART 3003—IMPROPER BUSINESS PRACTICES AND PERSONAL CONFLICTS OF INTEREST

#### 3003.203 [Amended]

■ 11. Amend § 3003.203(b) in the second sentence by removing “OE” and adding “the Component” in its place.

### PART 3006—COMPETITION REQUIREMENTS

#### 3006.101–70 [Amended]

■ 12. In § 3006.101–70 amend the definition for “Competition advocate for the procuring activity” by removing “Organization Element (OE)” and adding “Component” in its place.

### PART 3011—Describing Agency Needs

#### 3011.602 [Amended]

■ 13. Amend § 3011.602(c) introductory text by removing “OEs” and adding “Components” in its place.

### PART 3016—TYPES OF CONTRACTS

#### 3016.505 [Amended]

■ 14. Amend § 3016.505 by removing “OE” and adding “Component” in its place in paragraphs (b)(5), (b)(5)(i), and (ii).

### PART 3017—SPECIAL CONTRACTING METHODS

■ 15. Amend § 3017.402 by removing the words “(HSAR) 48 CFR 3001.7000(a)” and adding in their place the words “(HSAR) 48 CFR 3001.7000.”

### PART 3022—APPLICATION OF LABOR LAWS TO GOVERNMENT ACQUISITIONS

#### 3022.101–70 [Amended]

■ 16. Amend § 3022.101–70 as follows:

■ a. In paragraph (a) in the first sentence by removing “Organizational Elements” and adding “Components” in its place.

■ b. In paragraph (b) in the first sentence by removing “OE” and adding “Component” in its place.

### PART 3023—ENVIRONMENT, CONSERVATION, OCCUPATIONAL SAFETY, AND DRUG-FREE WORKPLACE

#### 3023.501 [Amended]

■ 17. Amend § 3023.501(d) by removing “Organizational Element” and adding “Component” in its place.

#### 3023.506 [Amended]

■ 18. Amend § 3023.506(e) by removing the words “(HSAR) 48 CFR 3001.7000(b)” and adding in their place the words “(HSAR) 48 CFR 3001.7000.”

### PART 3024—PROTECTION OF INDIVIDUAL PRIVACY

#### 3024.203 [Amended]

■ 19. Amend § 3024.203(a) in the second sentence by removing “Organizational Element” and adding “Component” in its place.

### PART 3027—Patents, Data and Copyrights

#### 3027.205 [Amended]

■ 20. Amend § 3027.205(a) in the first sentence by removing “OE” and adding “Component” in its place.

### PART 3028—BONDS AND INSURANCE

#### 3028.106–6 [Amended]

■ 21. Amend § 3028.106–6(c) in the second sentence by removing “OE” and adding “Component” in its place.

### PART 3031—CONTRACT COST PRINCIPLES AND PROCEDURES

#### 3031.205–32 [Amended]

■ 22. Amend § 3031.205–32(a) by removing the words “(HSAR) 48 CFR 3032.205–32(b)” and adding in their place the words “(HSAR) 48 CFR 3031.205–32(b).”

**PART 3035—RESEARCH AND DEVELOPMENT CONTRACTING**

**3035.003 [Amended]**

■ 23. Amend § 3035.003(b) in the last sentence by removing “OEs” and adding “Components” in its place.

**3035.017 [Amended]**

■ 24. Amend § 3035.017(a) in the last sentence by removing “OEs” and adding “Components” in its place.

**PART 3042—CONTRACT ADMINISTRATION AND AUDIT SERVICES**

**3042.1502 [Amended]**

■ 25. Amend § 3042.1502(a) by removing “OEs” and adding “Components” in its place.

**PART 3052—SOLICITATION PROVISIONS AND CONTRACT CLAUSES**

**3052.101 [Amended]**

■ 26. Amend § 3052.101 as follows:  
 ■ a. In paragraph (b)(2)(i)(A), in the second sentence, by removing “OEs” and adding “Components” in its place.  
 ■ b. In paragraph (b)(2)(i)(B), in the first sentence, by removing “OE” and adding “Component” in its place.

**3052.204–70 [Amended]**

■ 27. Amend § 3052.204–70(d) in the last sentence by removing “Organizational elements” and adding “Components” in its place.

**3052.204–71 [Amended]**

■ 28. Amend § 3052.204–71, ALTERNATE I as follows:  
 ■ a. In paragraph (i) in the first sentence by removing “OE” and adding “Component” in its place.  
 ■ b. In paragraph (k) in the first sentence by removing “Organizational Element” and adding “Component” in its place.

**PART 3053—FORMS**

**3053.101 [Amended]**

■ 29. Amend § 3053.101 by removing “OEs” and adding “Components” in its place.

[FR Doc. 06–7035 Filed 8–21–06; 8:45 am]

BILLING CODE 4410–10–P

**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

**50 CFR Part 20**

**Migratory Bird Hunting**

*CFR Correction*

In Title 50 of the Code of Federal Regulations, parts 18 to 199, revised as of October 1, 2005, on page 36, § 20.21 is corrected by reinstating paragraphs (j)(2) and (3) to read as follows:

**§ 20.21 What hunting methods are illegal?**

- \* \* \* \* \*
- (j) \* \* \*
- (2) Each approved shot type must contain less than 1 percent residual lead (see § 20.134).
- (3) This shot type restriction applies to the taking of ducks, geese (including brant), swans, coots (*Fulica americana*), and any other species that make up aggregate bag limits with these migratory game birds during concurrent seasons in areas described in § 20.108 as nontoxic shot zones.

[FR Doc. 06–55526 Filed 8–21–06; 8:45 am]

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**50 CFR Part 229**

[Docket No. 060330090–6212–02, I.D. 021506B]

RIN 0648–AU19

**List of Fisheries for 2006**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce.

**ACTION:** Final rule.

**SUMMARY:** The National Marine Fisheries Service (NMFS) is publishing its final List of Fisheries (LOF) for 2006, as required by the Marine Mammal Protection Act (MMPA). The final LOF for 2006 reflects new information on interactions between commercial fisheries and marine mammals. NMFS must categorize each commercial fishery on the LOF into one of three categories under the MMPA based upon the level of serious injury and mortality of marine mammals that occurs incidental to each fishery. The categorization of a fishery in the LOF determines whether participants in that fishery are subject to certain provisions of the MMPA, such as

registration, observer coverage, and take reduction plan requirements.

**DATES:** This final rule is effective September 21, 2006.

The California sardine purse seine fishery, the Chesapeake Bay inshore gillnet fishery, and the Mid-Atlantic menhaden purse seine fishery are considered to be Category II fisheries on September 21, 2006, and are required to comply with all requirements of Category II fisheries (i.e., complying with applicable registration requirements, complying with applicable take reduction plan requirements, and carrying observers, if requested) on that date.

**ADDRESSES:** See **SUPPLEMENTARY INFORMATION** for a listing of all Regional offices.

For collection-of-information requirements subject to the Paperwork Reduction Act, please contact the Office of Management and Budget, Attn: David Rostker, fax: 202–395–7285 or [David\\_Rostker@omb.eop.gov](mailto:David_Rostker@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** Melissa Andersen, Office of Protected Resources, 301–713–2322; David Gouveia, Northeast Region, 978–281–9328; Vicki Cornish, Southeast Region, 727–824–5312; Christina Fahy, Southwest Region, 562–980–4023; Brent Norberg, Northwest Region, 206–526–6733; Bridget Mansfield, Alaska Region, 907–586–7642; Lisa Van Atta, Pacific Islands Region, 808–973–2937. Individuals who use a telecommunications device for the hearing impaired may call the Federal Information Relay Service at 1–800–877–8339 between 8 a.m. and 4 p.m. Eastern time, Monday through Friday, excluding Federal holidays.

**SUPPLEMENTARY INFORMATION:**

**Availability of Published Materials**

Information regarding the LOF and the Marine Mammal Authorization Program, including registration procedures and forms, current and past LOFs, observer requirements, and marine mammal injury/mortality reporting forms and submittal procedures, may be obtained at: <http://www.nmfs.noaa.gov/pr/interactions/mmap>, or from any NMFS Regional Office at the addresses listed below.

NMFS, Northeast Region, One Blackburn Drive, Gloucester, MA 01930–2298, Attn: Marcia Hobbs;  
 NMFS, Southeast Region, 263 13th Avenue South, St. Petersburg, FL 33701, Attn: Teletha Mincey;  
 NMFS, Southwest Region, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802–4213, Attn: Lyle Enriquez;