

Federal Communications Commission.

Blaise A. Scinto,

*Chief, Broadband Division, Wireless
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DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

49 CFR Parts 523 and 535

[NHTSA 2010-0079; EPA-HQ-OAR-2010-
0162; FRL-9455-1]

RIN 2127-AK74

Greenhouse Gas Emissions Standards and Fuel Efficiency Standards for Medium- and Heavy-Duty Engines and Vehicles

AGENCY: National Highway Traffic
Safety Administration (NHTSA),
Department of Transportation (DOT).

ACTION: Correcting amendments.

SUMMARY: This document contains
corrections to the final rule regulations
(49 CFR parts 523 and 535), which were
published in the **Federal Register** of
Thursday, September 15, 2011 (76 FR
57106). The regulations established fuel
efficiency standards for medium- and
heavy-duty engines and vehicles, as
prescribed under the Energy
Independence and Security Act (49
U.S.C. 32902(k)(2)).

DATES: *Effective Date:* November 14,
2011.

FOR FURTHER INFORMATION CONTACT: Lily
Smith, Office of Chief Counsel, National
Highway Traffic Safety Administration,
1200 New Jersey Avenue, SE.,
Washington, DC 20590. Telephone:
(202) 366-2992.

SUPPLEMENTARY INFORMATION:

Background

NHTSA and EPA published in the
Federal Register of September 15, 2011,
final rules to establish a comprehensive
Heavy-Duty National Program that will
increase fuel efficiency and reduce
greenhouse gas emissions for on-road
heavy-duty vehicles, responding to the
President's directive on May 21, 2010,
to take coordinated steps to produce a
new generation of clean heavy-duty
vehicles.

Need for Correction

As published, the final regulations
inadvertently inserted a new definition
for "base tire" in 49 CFR part 523
instead of 49 CFR part 535. The new
definition was intended to be applied to

heavy-duty vehicles. It was not intended
to replace the definition of "base tire"
for light-duty vehicles, as its current
location would suggest. To correct the
mistake, NHTSA is moving the
definition to its original intended
location in 49 CFR part 535, and adding
the words "for heavy-duty vehicles" to
alleviate any confusion. The previous
definition for "base tire" for light-duty
vehicles will be restored, and the words
"for passenger automobiles, light trucks
and medium-duty passenger vehicles"
will be added.

List of Subjects in 49 CFR Parts 523 and 535

Fuel efficiency.

Accordingly, 49 CFR parts 523 and
535 are corrected by making the
following correcting amendments:

PART 523—VEHICLE CLASSIFICATION

■ 1. The authority citation for part 523
continues to read as follows:

Authority: 49 U.S.C. 32901, delegation of
authority at 49 CFR 1.50.

■ 2. In § 523.2, revise the definition of
"Base tire" to read as follows:

§ 523.2 Definitions.

* * * * *

Base tire for passenger automobiles,
light trucks and medium-duty passenger
vehicles means the tire specified as
standard equipment by a manufacturer
on each vehicle configuration of a
model type.

* * * * *

PART 535—MEDIUM- AND HEAVY- DUTY VEHICLE FUEL EFFICIENCY PROGRAM

■ 3. The authority citation for part 535
continues to read as follows:

Authority: 49 U.S.C. 32902; delegation of
authority at 49 CFR 1.50.

■ 4. In § 535.4, add a definition of "Base
tire" to read as follows:

§ 535.4 Definitions.

* * * * *

Base tire for heavy-duty vehicles
means the tire specified as standard
equipment by a manufacturer on each
subconfiguration of a model type.

Issued: October 18, 2011.

Christopher J. Bonanti,

*Associate Administrator for Rulemaking,
National Highway Traffic Safety
Administration, Department of
Transportation.*

[FR Doc. 2011-27502 Filed 10-24-11; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 0907301205-0289-02]

RIN 0648-XA767

Fisheries of the Northeastern United States; Atlantic Herring Fishery; Adjustment to the Atlantic Herring Management Area 1A Sub-Annual Catch Limit

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

ACTION: Temporary rule; inseason
adjustment.

SUMMARY: NMFS adjusts the 2011
Fishing Year sub-annual catch limit for
Atlantic Herring Management Area 1A
due to an under-harvest in the New
Brunswick weir fishery. This action
complies with the 2010-2012
specifications and management
measures for the Atlantic Herring
Fishery Management Plan.

DATES: Effective November 1, 2011,
through December 31, 2011.

FOR FURTHER INFORMATION CONTACT:
Lindsey Feldman, Fishery Management
Specialist, 978-675-2179, Fax 978-281-
9135.

SUPPLEMENTARY INFORMATION:

Regulations governing the Atlantic
herring fishery are found at 50 CFR part
648. The regulations require annual
specification of the overfishing limit,
acceptable biological catch (ABC),
annual catch limit (ACL), optimum
yield (OY), domestic harvest and
processing, U.S. at-sea processing,
border transfer and sub-ACLs for each
management area. The 2011 Domestic
Annual Harvest is 91,200 metric tons
(mt); the 2011 sub-ACL allocated to
Area 1A is 26,546 mt and 0 mt of the
sub-ACL is set aside for research (75 FR
48874, August 12, 2010). Due to the
variability of Canadian catch in the New
Brunswick weir fishery, a portion of the
buffer between ABC and OY (the buffer
to account for Canadian catch) is
allocated to Area 1A, provided New
Brunswick weir landings are lower than
the amount specified in the buffer.

The NMFS Regional Administrator is
required to monitor the fishery landings
in the New Brunswick weir fishery each
year. If the New Brunswick weir fishery
landings through October 15 are less
than 9,000 mt, then 3,000 mt of the weir
fishery allocation is added to the Area
1A sub-ACL in November of the same

year. When such a determination is made, NMFS is required to publish a notification in the **Federal Register** to adjust the Area 1A sub-ACL for the remainder of the fishing year (FY).

The Regional Administrator has determined, based on the best available information, that the New Brunswick weir fishery landings for FY 2011 through October 15, 2011, were 3,601 mt. Therefore, effective November 1, 2011, 3,000 mt will be allocated to the Area 1A sub-ACL, increasing the FY 2011 Area 1A sub-ACL from 26,546 mt to 29,546 mt. This allocation of 3,000 mt to Area 1A will be taken into consideration when NMFS projects that catch will reach 95 percent of the Area 1A sub-ACL.

Classification

This action is required by 50 CFR part 648 and is exempt from review under Executive Order 12866.

The Assistant Administrator for Fisheries, NOAA (AA), finds good cause pursuant to 5 U.S.C. 553(b)(B) to waive prior notice and the opportunity for public comment because it is impracticable and contrary to the public interest. This action increases the sub-ACL for Area 1A by 3,000 mt (from 26,546 mt to 29,546 mt) through December 31, 2011. The regulations at § 648.201(f) require such action to help mitigate some of the negative economic effects associated with the recent reduction in the Area 1A sub-ACL (40 percent less than in 2009). The herring fishery extends from January 1 to December 31. Data indicate the New Brunswick weir fishery landed 3,601 mt through October 15, 2011. There is a limited amount of time between October 15 (when the New Brunswick weir fishery slows for the year) and the end of the U.S. herring fishing year on December 31. If implementation of this Area 1A sub-ACL increase is delayed to solicit prior public comment, the increase may not be effective prior to the end of the 2011 fishing year and the 3,000 mt allocation would not be available for harvest. Additionally, the availability of herring in Area 1A is seasonal. As the end of the fishing year approaches, herring can disperse or move out of Area 1A, and/or the approach of winter weather can hinder fishery access to herring in Area 1A. The best available information indicates that current catch is close to 95 percent of the Area 1A sub-ACL. If implementation of this increase is delayed to solicit prior public comment, herring may no longer be available to the fishery for harvest in Area 1A, thereby undermining the intended economic benefits associated with this

action. NMFS further finds, pursuant to 5 U.S.C 553(d)(3), good cause to waive the 30-day delayed effectiveness period for the reasons stated above.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: October 20, 2011.

Emily H. Menashes,

Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2011-27593 Filed 10-24-11; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 679

[Docket No. 101126521-0640-02]

RIN 0648-XA782

Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Eastern Aleutian District of the Bering Sea and Aleutian Islands Management Area

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

ACTION: Temporary rule; closure.

SUMMARY: NMFS is prohibiting directed fishing for Pacific ocean perch in the Eastern Aleutian District of the Bering Sea and Aleutian Islands management area (BSAI) by vessels participating in the BSAI trawl limited access fishery. This action is necessary to prevent exceeding the 2011 allocation of Pacific ocean perch in this area allocated to vessels participating in the BSAI trawl limited access fishery.

DATES: Effective 1200 hrs, Alaska local time (A.l.t.), October 20, 2011, through 2400 hrs, A.l.t., December 31, 2011.

FOR FURTHER INFORMATION CONTACT:

Steve Whitney, 907-586-7269.

SUPPLEMENTARY INFORMATION: NMFS manages the groundfish fishery in the BSAI exclusive economic zone according to the Fishery Management Plan for Groundfish of the Bering Sea and Aleutian Islands Management Area (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The allocation of Pacific ocean perch, in the Eastern Aleutian District, allocated as a directed fishing allowance

to vessels participating in the BSAI trawl limited access fishery was established as 495 metric tons (mt) by the final 2011 and 2012 harvest specifications for groundfish in the BSAI (76 FR 11139, March 1, 2011).

In accordance with § 679.20(d)(1)(iii), the Regional Administrator finds that this directed fishing allowance has been reached. Consequently, NMFS is prohibiting directed fishing for Pacific ocean perch in the Eastern Aleutian District by vessels participating in the BSAI trawl limited access fishery.

After the effective dates of this closure, the maximum retainable amounts at § 679.20(e) and (f) apply at any time during a trip.

Classification

This action responds to the best available information recently obtained from the fishery. The Assistant Administrator for Fisheries, NOAA, (AA) finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) as such a requirement is impracticable and contrary to the public interest. This requirement is impracticable and contrary to the public interest as it would prevent NMFS from responding to the most recent fisheries data in a timely fashion and would delay the closure of the Pacific ocean perch fishery in the Eastern Aleutian District for vessels participating in the BSAI trawl limited access fishery. NMFS was unable to publish a notice providing time for public comment because the most recent, relevant data only became available as of October 19, 2011. The AA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon the reasons provided above for waiver of prior notice and opportunity for public comment.

This action is required by § 679.20 and is exempt from review under Executive Order 12866.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: October 20, 2011.

Emily H. Menashes,

Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2011-27604 Filed 10-20-11; 4:15 pm]

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