

**DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT**

48 CFR Part 2409

[Docket No. FR-5098-C-03]

RIN 2535-AA28

**HUD Acquisition Regulation (HUDAR)
Debarment and Suspension
Procedures; Correcting Amendment**

AGENCY: Office of the Secretary, HUD.

ACTION: Correcting amendment.

SUMMARY: This document amends HUD's regulations on debarment, suspension and ineligibility to correct cross-references to reflect changes made in previous rulemakings. A final rule, which was published on October 29, 2007, amended HUD's Acquisition Regulation (HUDAR), codified at title 48 of the Code of Federal Regulations (CFR), to include the debarment and suspension procedures specifically applicable to HUD's procurement contracts. Subsequent to the October 2007 final rule, HUD issued regulations that moved HUD's debarment and suspension regulations from 24 CFR part 24 to 2 CFR part 2424. At that time, HUD also adopted, by cross-reference, the governmentwide debarment and suspension regulations at 2 CFR part 180.

This correcting amendment revises the HUDAR at 48 CFR 2409.7001 to refer to the debarment and suspension regulations now located at 2 CFR parts 2424 and 180.

DATES: *Effective Date:* This correcting amendment is effective as of August 31, 2009.

FOR FURTHER INFORMATION CONTACT: Dane Narode, Associate General Counsel for Program Enforcement, Department of Housing and Urban Development, 1250 Maryland Avenue, SW., Suite 200, Washington DC 20024-0500; telephone number 202-708-2350 (this is not a toll-free number). Hearing- or speech-impaired individuals may access the telephone number listed above by calling the toll-free Federal Information Relay Service at 800-877-8339.

SUPPLEMENTARY INFORMATION: On December 27, 2007, HUD published a final rule titled "Implementation of OMB Guidance on Nonprocurement Debarment and Suspension" (72 FR 73487). The December 27, 2007, final rule moved HUD's debarment and suspension regulations from 24 CFR part 24 to 2 CFR part 2424 effective January 28, 2008, consistent with directions of the Office of Management

and Budget (OMB) to all federal agencies to relocate agency-specific debarment and suspension regulations to a new title 2 of the CFR. The December 27, 2007, final rule also adopted the OMB governmentwide guidance on nonprocurement debarment and suspension, codified in 2 CFR part 180, along with HUD-specific amendments, including several conforming amendments throughout HUD's regulations. Many of these changes were revisions to cross-references required by the fact that many HUD regulations referred to HUD's debarment and suspension regulations, formerly codified at 24 CFR part 24, and these regulations needed updating to refer to 2 CFR part 2424. Specifically, HUD's acquisition regulation at 48 CFR 2409.7001 contains HUD's regulation on debarment and suspension but cross-references HUD's former nonprocurement debarment regulations at 24 CFR part 24, and states that, notwithstanding language to the contrary at former 24 CFR 24.220(a)(1), the nonprocurement regulations at 24 CFR part 24 also apply to HUD's debarment and suspensions in the realm of procurement acquisition.

Accordingly, this correcting amendment revises the cross-reference to 24 CFR part 24 to cross-reference those regulations in their current location, 2 CFR parts 180 and 2424. This change does not change the substantive meaning or impact of any of HUD's regulations, but solely corrects an incorrect cross-reference. A member of the public relying on the cross-reference in 48 CFR 2409.7001 would still be directed to the correct regulations, as 24 CFR part 24 now reads, in its entirety, "The policies, procedures, and requirements for debarment, suspension, and limited denial of participation are set forth in 2 CFR part 2424." Part 2424, in turn, refers to part 180. While the meaning is the same, correcting this cross-reference is obviously more convenient for the public.

List of Subjects in 48 CFR Part 2409

Government procurement.

■ Accordingly, for the reasons described in the preamble, 48 CFR part 2409 is corrected by making the following correcting amendment:

**PART 2409—CONTRACTOR
QUALIFICATIONS**

1. The authority citation continues to read as follows:

Authority: 40 U.S.C. 486(c); 42 U.S.C. 3535(d).

**Subpart 2409.70—Debarment,
Suspension, and Ineligibility**

■ 2. Revise § 2409.7001 to read as follows:

**2409.7001 HUD regulations on debarment,
suspension, and ineligibility.**

HUD's policies and procedures concerning debarment and suspension are contained in 2 CFR parts 180 and 2424 and, notwithstanding 2 CFR 180.220(a)(1), apply to procurement contracts.

Dated: August 20, 2009.

Shaun Donovan,

Secretary.

[FR Doc. E9-20833 Filed 8-28-09; 8:45 am]

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DEPARTMENT OF COMMERCE

**National Oceanic and Atmospheric
Administration**

50 CFR Part 300

[Docket No. 0907301169-91204-01]

RIN 0648-AY02

**Fraser River Sockeye and Pink Salmon
Fisheries; Notification of Inseason
Orders; Correction**

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

ACTION: Final rule; correction

SUMMARY: NMFS publishes Fraser River salmon inseason orders to regulate salmon fisheries in U.S. waters. NMFS maintains a telephone hotline to notify the public of these inseason orders. The telephone number for the hotline that is specified in the Code of Federal Regulations (CFR) is obsolete. This action corrects the language in the CFR to remove that number and specify that the correct telephone number for the hotline is included in the annual management measures for West Coast Salmon Fisheries, published in the **Federal Register**.

DATES: Effective August 31, 2009.

FOR FURTHER INFORMATION CONTACT: Peggy Busby at 206-526-4323.

SUPPLEMENTARY INFORMATION: 50 CFR part 300, subpart F—Fraser River Sockeye and Pink Salmon Fisheries, implements the Pacific Salmon Treaty Act of 1985. Section 300.97 authorizes the Secretary of Commerce to issue orders that establish fishing times and areas consistent with the annual Pacific Salmon Commission regime and

inseason orders of the Fraser River Panel. These orders establish fishing dates, times, and areas for the gear types of U.S. treaty Indian fisheries and for all-citizen fisheries during the period the Panel exercises jurisdiction over these fisheries. Section 300.97(b)(1) specifies a toll-free telephone hotline for NMFS to use to notify the public of orders applicable to all-citizen fisheries. The currently published all-citizen fisheries hotline is 1-800-562-6513. Due to changes in telephone technology, that telephone number is no longer correct.

This action removes that incorrect number and amends the CFR to specify that the correct all-citizen fisheries hotline telephone number is included in the inseason notice procedures section of the annual management measures for West Coast Salmon Fisheries, published in the **Federal Register**. The treaty Indian fisheries hotline is unaffected by this correction.

Classification

Pursuant to 5 U.S.C. 553(b)(B), the Assistant Administrator finds good cause to waive prior notice and opportunity for additional public comment for this action because any delay of this action would be contrary to the public interest. As stated above, this rule removes the obsolete telephone number currently published in the CFR, and amends the CFR to specify that the correct hotline telephone number is published annually in the **Federal Register** with the annual management measures for West Coast Salmon. This correction notice will eliminate confusion regarding accessing regulatory information on the Fraser River sockeye salmon fisheries, projected to begin in July. Additionally, pursuant to 5 U.S.C. 553(d), the Assistant Administrator finds good cause to waive the 30-day delay in effective date because a delay in implementing this correction may negatively impact the public's ability to access regulatory measures in a timely manner. No aspect of this action is controversial and no change in operating practices in the fishery is required.

Because prior notice and opportunity for public comment are not required for this rule by 5 U.S.C. 553, or any other law, the analytical requirements of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, are inapplicable.

This final rule is exempt from review under Executive Order 12866.

List of Subjects in 50 CFR Part 300

Administrative practice and procedure, Fisheries, Reporting and recordkeeping requirements.

Dated: August 25, 2009.

John Oliver,

Deputy Assistant Administrator For Operations, National Marine Fisheries Service.

■ For the reasons set forth in the preamble, 50 CFR part 300 is amended as follows:

PART 300—INTERNATIONAL FISHERIES REGULATIONS

■ 1. The authority citation for part 300 continues to read as follows:

Authority: Pacific Salmon Treaty Act, 16 U.S.C. 3636(b).

■ 2. In § 300.97, paragraph (b)(1) is revised to read as follows:

§ 300.97 Inseason orders.

* * * * *

(b) *Notice of inseason orders.* (1) Official notice of such inseason orders is available from NMFS (for orders applicable to all-citizen fisheries) and from the Northwest Indian Fisheries Commission (for orders applicable to treaty Indian fisheries) through Area Code 206 toll-free telephone hotlines. All-citizen fisheries: the hotline telephone number is published in the inseason notice procedures section of the annual management measures for West Coast Salmon Fisheries, published in the **Federal Register**; Treaty Indian fisheries hotline: 1-800-562-6142.

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[FR Doc. E9-20953 Filed 8-28-09; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 090206144-9697-02]

RIN 0648-XQ95

Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfer

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

ACTION: Temporary rule; inseason quota transfer.

SUMMARY: NMFS announces that the Commonwealth of Virginia is transferring commercial bluefish quota

to the State of New York from its 2009 quota. By this action, NMFS adjusts the quotas and announces the revised commercial quota for New York and Virginia.

DATES: Effective August 26, 2009 through December 31, 2009.

FOR FURTHER INFORMATION CONTACT: Sarah Bland, Fishery Management Specialist, (978) 281-9257.

SUPPLEMENTARY INFORMATION:

Regulations governing the Atlantic bluefish fishery are found at 50 CFR part 648. The regulations require annual specification of a commercial quota that is apportioned among the coastal states from Florida through Maine. The process to set the annual commercial quota and the percent allocated to each state is described in § 648.160.

Two or more states, under mutual agreement and with the concurrence of the Administrator, Northeast Region, NMFS (Regional Administrator), can transfer or combine bluefish commercial quota under § 648.160(f). The Regional Administrator is required to consider the criteria set forth in § 648.160(f)(1) in the evaluation of requests for quota transfers or combinations.

Virginia has agreed to transfer 150,000 lb (68,039 kg) of its 2009 commercial quota to New York. The Regional Administrator has determined that the criteria set forth in § 648.160(f)(1) have been met. The revised bluefish quotas for calendar year 2009 are: New York, 1,126,384 lb (510,919 kg); and Virginia, 1,005,945 lb (456,289 kg).

Classification

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

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

Dated: August 26, 2009.

Emily H. Menashes,

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

[FR Doc. E9-20930 Filed 8-26-09; 4:15 pm]

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