

**§ 22.901 [Amended]**

2. Section 22.901 is amended by removing paragraph (e).  
[FR Doc. 96-18603 Filed 7-23-96; 8:45 am]  
BILLING CODE 6712-01-P

**47 CFR Part 90**

[PR Docket No. 93-61, DA 96-836]

**Automatic Vehicle Monitoring: Correction**

AGENCY: Federal Communications Commission.

ACTION: Correction to final rule.

**SUMMARY:** This Erratum contains corrections to one of the final rules adopted in *Amendment of Part 90 of the Commission's Rules to Adopt Regulations for Automatic Vehicle Monitoring Systems, Order on Reconsideration*, which was published Tuesday, April 30, 1996 (61 FR 18981). The rule deals with frequency stability.

**EFFECTIVE DATE:** August 23, 1996.

**FOR FURTHER INFORMATION CONTACT:** Jane Hinckley Halprin, Wireless Telecommunications Bureau, Commercial Wireless Division, (202) 418-0620.

**SUPPLEMENTARY INFORMATION:****Background**

This erratum corrects Section 90.213 of the Commission's rules, 47 CFR § 90.213, as modified in *Amendment of Part 90 of the Commission's Rules to Adopt Regulations for Automatic Vehicle Monitoring Systems, Order on Reconsideration*, PR Docket No. 93-61, FCC 96-115 (released March 21, 1996), 61 FR 18981 (April 30, 1996). This rule, which deals with frequency stability, was published with a clerical error.

**Need for Correction**

As published, this final rule contains an error that may prove to be misleading and is in need of clarification.

**Correction of Publication**

Accordingly, the publication on April 30, 1996 of final rules in PR Docket No. 93-61, which were the subject of FR Doc. 96-10498, is corrected as follows:

**§ 90.213 [Corrected]**

On page 18986, in the first column of the table, in section 90.213, in the text of note 13, the phrase "operating within 40 kHz from the band edge" is corrected to read "with an authorized bandwidth that is more than 40 kHz from the band edge".

Federal Communications Commission.  
David L. Furth,  
Chief, *Commercial Wireless Division, Wireless Telecommunications Bureau*.  
[FR Doc. 96-18723 Filed 7-23-96; 8:45 am]  
BILLING CODE 6712-01-M-P

**DEPARTMENT OF TRANSPORTATION****Research and Special Programs Administration****49 CFR Parts 190, 192 and 198**

[Docket No. PS 145; Amdt. Nos. 190-6; 191-10; 192-75; 193-10; 195-55; 198-2; 199-13]

RIN 2137-AC79

**Pipeline Safety Program Procedures; Update and Corrections; Correction**

AGENCY: Research and Special Programs Administration (RSPA), DOT.

ACTION: Correction to final regulations.

**SUMMARY:** This document contains corrections to the final regulations (PS-145) updating and correcting pipeline safety program procedures which were published Friday, April 26, 1996, (61 FR 18512) in the Federal Register.

**EFFECTIVE DATE:** July 24, 1996.

**FOR FURTHER INFORMATION CONTACT:** L.E. Herrick at 202-366-5523 or online at herrickl@rspa.dot.gov.

**SUPPLEMENTARY INFORMATION:****Background**

The final regulations that are the subject of these corrections updated and corrected pipeline safety program procedures by amending nomenclature, addresses, typographical errors, and penalty amounts. These editorial amendments imposed no new procedural requirements.

**Need for Correction**

The final regulations contained four errors. The amendment number for Part 192, Amdt. 192-74, was previously assigned to the final rule in Docket No. PS-135. The next number in the series of amendments to Part 192 should be Amdt. 192-75. In § 190.205, the word "owner" was omitted. The amount in § 190.223(a) should be "\$25,000". And, in § 198.35, the citation should be "49 U.S.C. 60101 *et seq.*"

**Correction of Publication**

Accordingly, the publication on April 26, 1996, of the final regulations (PS-145), which was the subject of FR Doc. 96-10282, is corrected as follows:

1. On page 18512, in the first column, in the heading, the amendment number "192-74" is corrected to read "192-75".

2. On page 18513, third column, § 190.205 is corrected to read as follows:

**§ 190.205 Warning letters.**

Upon determining that a probable violation of 49 U.S.C. 60101 *et seq.* or any regulation or order issued thereunder has occurred, the Associate Administrator, OPS, may issue a Warning Letter notifying the owner or operator of the probable violation and advising the owner or operator to correct it or be subject to enforcement action under §§ 190.207 through 190.235.

**§ 190.223 [Corrected]**

3. On page 18515, first column, in § 190.223(a) the figure "\$10,000" is corrected to read "\$25,000".

4. On Page 18518, second column, § 198.35 is corrected to read as follows:

**§ 198.35 Grants conditioned on adoption of one-call damage prevention program.**

In allocating grants to State agencies under the pipeline safety laws, (49 U.S.C. 60101 *et seq.*), the Secretary considers whether a State has adopted or is seeking to adopt a one-call damage prevention program in accordance with § 198.37. If a State has not adopted or is not seeking to adopt such program, the State agency may not receive the full reimbursement to which it would otherwise be entitled.

Issued in Washington, DC, on June 24, 1996.

Kelley S. Coyner,

*Deputy Administrator, Research and Special Programs Administration.*

[FR Doc. 96-18694 Filed 7-23-96; 8:45 am]

BILLING CODE 4910-60-P

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****50 CFR Part 648**

[Docket No. 951116270-5308-02; I.D. 071796A]

**Fisheries of the Northeastern United States; Summer Flounder Fishery; Commercial Quota Harvested for Delaware**

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

ACTION: Commercial quota harvest.

**SUMMARY:** NMFS issues this notification announcing that the summer flounder commercial quota available to the State of Delaware has been harvested. Vessels

issued a commercial Federal fisheries permit for the summer flounder fishery may not land summer flounder in Delaware for the remainder of calendar year 1996, unless additional quota becomes available through a transfer. Regulations governing the summer flounder fishery require publication of this notification to advise the State of Delaware that the quota has been harvested and to advise vessel and dealer permit holders that no commercial quota is available for landing summer flounder in that state.

**EFFECTIVE DATE:** July 19, 1996, through December 31, 1996.

**FOR FURTHER INFORMATION CONTACT:** Regina Spallone, Fishery Policy Analyst, 508-281-9221.

**SUPPLEMENTARY INFORMATION:** Regulations governing the summer flounder fishery are found at 50 CFR part 648, Subparts A and G. The regulations require annual specification of a commercial quota that is apportioned among the states from North Carolina through Maine. The process to set the annual commercial quota and the percent allocated to each state are described in § 648.100. Amendment 7 to the FMP (November 24, 1995, 60 FR 57955) revised the fishing mortality rate reduction schedule for summer flounder, and the revised schedule was the basis for establishing the 1996 quota. The total commercial quota for summer flounder for the 1996 calendar year was adopted to ensure achievement of the appropriate fishing mortality rate of 0.41 for 1996, and is set equal to 11,111,298 pounds (5,040,000 kg) (January 4, 1996, 61 FR 291). The percent allocated to vessels landing summer flounder in Delaware is 0.01779 percent or 1,977 pounds (897 kg).

Section 648.100(d)(2) provides that any overages of the commercial quota landed in any state will be deducted from that state's annual quota for the following year. In calendar year 1995, a total of 3,072 pounds (1,393 kg) were landed in Delaware. The amount allocated for Delaware landings in 1995 was 2,614 pounds (1,186 kg), creating an overage of 458 pounds (208 kg) that was deducted from the amount allocated for landings in that state during 1996 (April 05, 1996, 61 FR 15199). The resulting quota for Delaware is 1,519 pounds (689 kg).

Section 648.101(b) requires the Regional Director, Northeast Region (Regional Director) to monitor state commercial quotas and to determine when a state commercial quota is harvested. The Regional Director is further required to publish a notice in

the Federal Register advising a state and notifying Federal vessel and dealer permit holders that, effective upon a specific date, the state's commercial quota has been harvested and no commercial quota is available for landing summer flounder in that state. Because the available information indicates that Delaware has exceeded its quota for 1996, the Regional Director has determined that the 1996 summer flounder quota allocations for vessels landing in Delaware has been harvested.

The regulations at § 648.4(b) provide that Federal permit holders agree as a condition of the permit not to land summer flounder in any state that the Regional Director has determined no longer has commercial quota available. Therefore, effective 0001 hours July 19, 1996, further landings of summer flounder in Delaware by vessels holding commercial Federal fisheries permits are prohibited for the remainder of the 1996 calendar year, unless additional quota becomes available through a transfer and is announced in the Federal Register. Federally permitted dealers are also advised that they may not purchase summer flounder from federally permitted vessels that land in Delaware for the remainder of the calendar year, or until additional quota becomes available, effective the date above.

#### Classification

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

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

Dated: July 18, 1996.

Richard W. Surdi,

*Acting Director, Office of Conservation and Management, National Marine Fisheries Service.*

[FR Doc. 96-18790 Filed 7-19-96; 12:26 pm]

**BILLING CODE 3510-22-F**

#### 50 CFR Part 648

[Docket No. 950615156-6193-02; I.D. 070196C]

RIN 0648-A102

#### Fisheries of the Northeastern United States; Framework Adjustment 8 Gear Restrictions

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

**ACTION:** Final rule.

**SUMMARY:** NMFS issues this final rule to implement measures contained in Framework Adjustment 8 to the Fishery

Management Plan for the Atlantic Sea Scallop Fishery (FMP). This rule expands the qualification criteria for limited access vessels fishing under the scallop days-at-sea (DAS) program to use trawl nets to include vessels with an engine of no greater than 450 horsepower that have used a scallop dredge on no more than 10 trips from January 1, 1988, through December 31, 1994. Presently, only vessels that have not used a scallop dredge after December 31, 1987, are qualified to use trawl nets to fish for scallops. The intent of this action is to allow certain limited access vessels that cannot practically use a dredge to fish for scallops to use trawl nets.

**EFFECTIVE DATE:** July 19, 1996.

**ADDRESSES:** Copies of Amendment 4, its regulatory impact review, the initial regulatory flexibility analysis, the final supplemental environmental impact statement, and the supporting documents for Framework Adjustments 5 and 8 are available from Douglas Marshall, Executive Director, New England Fishery Management Council, Suntaug Office Park, 5 Broadway (U.S. Route 1), Saugus, MA 01906-1097, telephone 617-231-0422.

**FOR FURTHER INFORMATION CONTACT:** Paul H. Jones, Fishery Policy Analyst, 508-281-9273.

#### SUPPLEMENTARY INFORMATION:

##### Background

Amendment 4 to the FMP was implemented on March 1, 1994 (59 FR 2757, January 19, 1994). The amendment established controls on total fishing effort through limited entry and a schedule of reductions in allowable time at sea. Amendment 4 also included framework measures to implement adjustments to the effort control and other additional management measures considered necessary to meet the goals and objectives of the FMP. Although the amendment was approved, NMFS raised concerns about the level of protection of small sea scallops in its approval letter to the New England Fishery Management Council (Council).

Framework Adjustment 5 (60 FR 33757, June 29, 1995) prohibited limited access scallop vessels from using trawl nets while fishing under the scallop DAS program except for vessels that have not used a scallop dredge after December 31, 1987. The intended effect of the prohibition was to minimize the number of vessels that could fish for scallops with trawl nets and to prevent scallop dredge vessels from switching to trawl nets, a switch that would likely result in a significant increase in the