

§ 1.1409 Commission consideration of the complaint.

* * * * *
(e) * * *

(1) The following formula shall apply to attachments to poles by cable operators providing cable services. This formula shall also apply to attachments to poles by any telecommunications

carrier (to the extent such carrier is not a party to a pole attachment agreement) or cable operator providing telecommunications services until February 8, 2001:

Maximum Rate = (Space Occupied by Attachment / Total Usable Space) x Net Cost of a Bare Pole x Carrying Charge Rate

(3) The following formula shall apply to attachments to conduit by cable operators providing cable services. This

formula shall also apply to attachments to conduit by any telecommunications carrier (to the extent such carrier is not a party to a pole attachment agreement)

or cable operator providing telecommunications services until February 8, 2001:

Maximum Rate = [1 / Number of Ducts x 1 Duct / No. of Inner Ducts] x [No. of Ducts x Net Conduit Investment / System Duct Length] x Carrying Charge Rate

If no inner-duct is installed the fraction, "1 Duct divided by the No. of Inner-Ducts" is presumed to be 1/2.

* * * * *

(f) Paragraphs (e)(2) and (e)(4) of this section shall become effective February 8, 2001 (i.e., five years after the effective date of the Telecommunications Act of 1996). Any increase in the rates for pole attachments that results from the adoption of such regulations shall be phased in over a period of five years beginning on the effective date of such regulations in equal annual increments. The five-year phase-in is to apply to rate increases only. Rate reductions are to be implemented immediately. The determination of any rate increase shall be based on data currently available at the time of the calculation of the rate increase.

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[FR Doc. 00-11911 Filed 5-16-00; 8:45 am]

BILLING CODE 6712-01-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Parts 600 and 660

[Docket No. 991223347-9347; I.D. 042600B]

Fisheries off West Coast States and in the Western Pacific; Pacific Coast Groundfish Fishery; Trip Limit Adjustments

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

ACTION: Fishing restrictions; request for comments.

SUMMARY: This document clarifies tables 2,3,4, and 5 for Pacific Coast groundfish species and trip limits that were published in the Federal Register on May 4, 2000.

DATES: Effective 0001 hours local time May 1, 2000 (May 16, 2000 for the "B" platoon), unless modified, superseded or rescinded, until the effective date of the 2001 annual specifications and management measures for the Pacific Coast groundfish fishery, which will be published in the Federal Register.

FOR FURTHER INFORMATION CONTACT: Katherine King or Yvonne deReynier, Northwest Region, NMFS, 206-526-6140.

SUPPLEMENTARY INFORMATION: On May 4, 2000, at 65 FR 25881, NMFS announced changes to trip limits in the Pacific Coast groundfish fishery. Tables 2, 3, 4, and 5 are being republished in a logical and readable format.

In Section IV, tables 2, 3, 4, and 5 are republished as follows:

BILLING CODE 3510-22-F

Table 2.--Minor Rockfish Species (excludes thornyheads)

North of 40° 10' N. lat.South of 40° 10' N. lat.NEARSHORE

black, *Sebastes melanops*
 black and yellow, *S. chrysomelas*
 blue, *S. mystinus*
 brown, *S. auriculatus*
 calico, *S. dalli*
 China, *S. nebulosus*
 copper, *S. caurinus*
 gopher, *S. carnatus*
 grass, *S. rastrelliger*
 kelp, *S. atrovirens*
 olive, *S. serranoides*
 quillback, *S. maliger*
 treefish, *S. serriceps*

black, *Sebastes melanops*.
 black and yellow, *S. chrysomelas*.
 blue, *S. mystinus*.
 brown, *S. auriculatus*.
 calico, *S. dalli*.
 California scorpionfish, *Scorpaena guttata*.
 China, *Sebastes nebulosus*.
 copper, *S. caurinus*.
 gopher, *S. carnatus*.
 grass, *S. rastrelliger*.
 kelp, *S. atrovirens*.
 olive, *S. serranoides*.
 quillback, *S. maliger*.
 treefish, *S. serriceps*.

SHELF

bronzespotted, *S. gilli*
 bocaccio, *S. paucispinis*
 chameleon, *S. phillipsi*
 chilipepper, *S. goodei*
 cowcod, *S. levis*
 dwarf-red, *S. rufinanus*
 freckled, *S. lentiginosus*
 greenblotched, *S. rosenblatti*
 greenspotted, *S. chlorostictus*
 greenstriped, *S. elongatus*
 halfbanded, *S. semicinctus*
 honeycomb, *S. umbrosus*
 Mexican, *S. macdonaldi*
 pink, *S. eos*
 pinkrose, *S. simulator*
 pygmy, *S. wilsoni*
 redstriped, *S. proriger*
 rosethorn, *S. helvomaculatus*
 rosy, *S. rosaceus*
 silvergrey, *S. brevispinis*
 speckled, *S. ovalis*
 squarespot, *S. hopkinsi*
 starry, *S. constellatus*
 stripetail, *S. saxicola*
 swordspine, *S. ensifer*
 tiger, *S. nigrocinctus*
 vermilion, *S. miniatus*
 yelloweye, *S. ruberrimus*

bronzespotted, *S. gilli*.
 chameleon, *S. phillipsi*.
 dwarf-red, *S. rufinanus*.
 flag, *S. rubrivinctus*.
 freckled, *S. lentiginosus*.
 greenblotched, *S. rosenblatti*.
 greenspotted, *S. chlorostictus*.
 greenstriped, *S. elongatus*.
 halfbanded, *S. semicinctus*.
 honeycomb, *S. umbrosus*.
 Mexican, *S. macdonaldi*.
 pink, *S. eos*.
 pinkrose, *S. simulator*.
 pygmy, *S. wilsoni*.
 redstriped, *S. proriger*.
 rosethorn, *S. helvomaculatus*.
 rosy, *S. rosaceus*.
 silvergrey, *S. brevispinis*.
 speckled, *S. ovalis*.
 squarespot, *S. hopkinsi*.
 starry, *S. constellatus*.
 stripetail, *S. saxicola*.
 swordspine, *S. ensifer*.
 tiger, *S. nigrocinctus*.
 vermilion, *S. miniatus*.
 yelloweye, *S. ruberrimus*.
 yellowtail, *S. flavidus*.

SLOPE

aurora, *S. aurora*
 bank, *S. rufus*
 blackgill, *S. melanostomus*
 darkblotched, *S. crameri*
 redbanded, *S. babcocki*
 rougheyeye, *S. aleutianus*
 sharpchin, *S. zacentrus*
 shortraker, *S. borealis*
 splitnose, *S. diploproa*
 yellowmouth, *S. reedi*

aurora, *S. aurora*.
 bank, *S. rufus*.
 blackgill, *S. melanostomus*.
 darkblotched, *S. crameri*.
 Pacific ocean perch (POP), *S. alutus*.
 redbanded, *S. babcocki*.
 rougheyeye, *S. aleutianus*.
 sharpchin, *S. zacentrus*.
 shortraker, *S. borealis*.
 yellowmouth, *S. reedi*.

Table 3. 2000 Trip Limits 1/ and Gear Requirements 2/ for Limited Entry Trawl Gear

Read Section IV. A. NMFS Actions before using this table.

line	Species/groups	JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC
1	Minor slope rockfish						
2	North	3,000 lb / 2 months		5,000 lb / 2 months			1,500 lb / month
3	South	3,000 lb / 2 months		5,000 lb / 2 months			1,500 lb / month
4	Splitnose-South	8,500 lb / 2 months		14,000 lb / 2 months			4,000 lb / month
5	POP-North	500 / month		2,500 lb / month			500 lb / month
6	Sablefish	7,000 lb / 2 months; 22-inch size limit 3/		10,000 lb / 2 months; 22-inch size limit 3/			3,500 lb / month ; 22-inch size limit 3/
7	Longspine thornyhead	12,000 lb / 2 months		4,000 lb / 2 months			6,000 lb / month
8	Shortspine thornyhead	3,000 lb / 2 months		1,000 lb / 2 months			1,500 lb / month
9	Dover sole	55,000 lb / 2 months		20,000 lb / 2 months			20,000 lb/ month
10	Arrowtooth flounder	10,000 lb / trip					10,000 lb / trip
11	Petrale sole	No restriction	No limit but small footrope required				No restriction
12	Rex sole						No limit
13	Other flatfish 4/						Small footrope--No pound limit; Large footrope--400 lb per trip 2/
14	Whiting shoreside 5/	20,000 lb / trip			Primary season		20,000 lb / trip
15		before primary season					after primary season
16	Use of small footrope bottom trawl or midwater trawl required for landing all the following species 6/:						
17	Minor Shelf rockfish						
18	North	300 lb / month		1,000 lb / month			300 lb / month
19	South	500 lb / month		1,000 lb / month			500 lb / month
20	Canary rockfish	100 lb / month		300 lb / month			100 lb / month
21	Widow rockfish						
22	mid-water trawl	30,000 lb / 2 months		30,000 lb / 2 months			30,000 lb / 2 months
23	small footrope trawl	1,000 lb / month		1,000 lb / month			1,000 lb / month
24	Yellowtail-North 7/						
25	mid-water trawl	10,000 lb / 2 months		30,000 lb / 2 months			10,000 lb / 2 months
26	small footrope trawl	1,500 lb / month		1,500 lb / month			1,500 lb / month
27	Bocaccio-South 7/	300 lb / month		500 lb / month			300 lb / month
28	Chilipepper-South 7/						
29	mid-water trawl	25,000 lb / 2 months		25,000 lb / 2 months			25,000 lb / 2 months
30	small footrope trawl	7,500 lb / 2 months		7,500 lb / 2 months			7,500 lb / 2 months
31	Cowcod - South 7/	1 fish per landing		1 fish per landing			1 fish per landing
32	Minor Nearshore rockfish						
33	North	200 lb / month		200 lb / month			200 lb / month
34	South	200 lb / month		200 lb / month			200 lb / month
35	Lingcod	CLOSED		400 lb / month; 24-inch size limit 8/			CLOSED

1/ These trip limits apply coastwide unless otherwise specified. North means 40° 10' N. lat. to the US-Canada border. "South" means 40° 10' N. lat. to the US-Mexico border. 40° 10' N. lat. is about 20 nautical miles south of Cape Mendocino CA.

2/ Gear requirements and prohibitions are explained at paragraph IV.A.(14).

3/ No more than 500 lbs (227 kg) per trip may be sablefish smaller than 22 inches (56 cm) total length, which counts toward the cumulative limit.

4/ Other flatfish means all flatfish listed at 50 CFR 660.302 except those in this Table 3 with a trip limit (excludes rex sole).

5/ The whiting "per trip" limit in the Eureka area inside 100 fm is 10,000 lb / trip throughout the year (See IV.B.(3)(c)).

6/ Small footrope trawl means a bottom trawl net with a footrope no larger than 8 inches (20 cm) in diameter.

Midwater gear also may be used; the footrope must be bare. See paragraph IV.A.(14).

7/ Yellowtail rockfish and POP in the south and bocaccio, chilipepper, and cowcod rockfishes in the north are included in the trip limits for minor shelf rockfish in the appropriate area (Table 2).

8/ Lingcod must be greater than or equal to 24 inches (61 cm) total length. See IV.A.(6).

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

Table 4. 2000 Trip Limits 1/ for Limited Entry Fixed Gear

Read Section IV. A. NMFS Actions before using this table.

line	Species/groups	JAN-FEB	MAR-APR	MAY-JUN	JULY-AUG	SEP-OCT	NOV-DEC
1	Minor slope rockfish						
2	North	3,000 lb / 2 months		5,000 lb / 2 months		1,500 lb / month	
3	South	3,000 lb / 2 months		5,000 lb / 2 months		1,500 lb / month	
4	Splitnose-South	8,500 lb/2 mo.		14,000 lb / 2 months		4,000 lb / month	
5	POP-North	500 lb / month		2,500 lb / month		500 lb / month	
6	Sablefish (daily trip limit fishery) 2/						
7	North of 36° N. lat.	300 lb / day, 2,100 lb / 2 months or 1 landing above 300 lb but less than 600 lb/week, less than 1,800 lb / 2 mo		300 lb / day, 2,400 lb / 2 months (option to make one landing per week above 300 lb removed May 1; may be reinstated in July)		300 lb / day, 2,400 lb / 2 months	
8							
9							
10	South of 36° N. lat.	350 lb / day or 1 landing above 350 lb per week, up to 1,050 lb		350 lb / day or 1 landing above 350 lb per week, up to 1,050 lb		350 lb / day or 1 landing above 350 lb per week, up to 1,050 lb	
11							
12							
13	Longspine thornyhead	12,000 lb / 2 months		4,000 lb / 2 months		6,000 lb / month	
14	Shortspine thornyhead	1,000 lb / month		1,000 lb / month		1,000 lb / month	
15	Dover sole	55,000 lb / 2 months		20,000 lb / 2 months		20,000 lb / month	
16	Arrowtooth flounder	10,000 lb / trip		No restriction		10,000 lb / trip	
17	Petrale sole	No restriction		No restriction		No restriction	
18	Rex sole	No restriction		No restriction		No restriction	
19	Other flatfish 3/	No restriction		No restriction		No restriction	
20	Shoreside whiting 4/	20,000 lb / trip		Open		20,000 lb / trip	
21	Minor shelf rockfish						
22	North	300 lb / month		1,000 lb / month		300 lb / month	
23	South						
24	40°10'-36°00' N. lat.	500 lb / month	CLOSED 5/	1,000 lb / month		500 lb / month	
25	South of 36°00' N. lat.	CLOSED	500 lb / month	1,000 lb / month		500 lb / month	
26	Canary-Coastwide						
27	North	100 lb / month		300 lb / month		100 lb / month	
28	South						
29	40°10'-36°00' N. lat.	100 lb / month	CLOSED	300 lb / month		100 lb / month	
30	South of 36°00' N. lat.	CLOSED	100 lb / month	300 lb / month		100 lb / month	
31	Widow rockfish-Coastwide:						
32	North	3,000 lb / month		3,000 lb / month		3,000 lb / month	
33	South						
34	40°10'-36°00' N. lat.	3,000 lb/month	CLOSED	3,000 lb / month		3,000 lb / month	
35	South of 36°00' N. lat.	CLOSED	3,000 lb/month	3,000 lb / month		3,000 lb / month	
36	Yellowtail-North 6/	1,500 lb / month		1,500 lb / month		1,500 lb / month	
37	Bocaccio-South 6/						
38	40°10'-36°00' N. lat.	300 lb / month	CLOSED	500 lb / month		300 lb / month	
39	South of 36°00' N. lat.	CLOSED	300 lb / month	500 lb / month		300 lb / month	
40	Chilipepper-South 6/						
41	40°10'-36°00' N. lat.	2,000 lb / month	CLOSED	2,000 lb / month		2,000 lb / month	
42	South of 36°00' N. lat.	CLOSED	2,000 lb/month	2,000 lb / month		2,000 lb / month	
43	Cowcod - South 6/						
44	40°10'-36°00' N. lat.	1 fish per landing	CLOSED	1 fish per landing		1 fish per landing	
45	South of 36°00'	CLOSED	1 fish per landing	1 fish per landing		1 fish per landing	
46	Minor nearshore rockfish						
47	North	2,400 lb/2 months, of which no more than 1,200 lb may be species other than black or blue rockfish 7/		3,000 lb/2 months, of which no more than 1,400 lb may be species other than black or blue rockfish 7/		3,000 lb/2 months, of which no more than 1,400 lb may be species other than black or blue rockfish 7/	
48							
49							
50	South						
51	40°10'-36°00' N. lat.	1,000 lb / 2 months	CLOSED	1,300 lb / 2 months		1,300 lb / 2 months	
52	South of 36°00' N. lat.	CLOSED	1,000 lb / 2 months	1,300 lb / 2 months		1,300 lb / 2 months	
53	Lingcod 8/	CLOSED		400 lb / month, size limit 24 inches north, 26 inches south		CLOSED	

1/ Trip limits apply coastwide unless otherwise specified. North means 40° 10' N. lat. to the US-Canada border. "South" means 40 10' N. lat. to the US-Mexico border.

2/ The sablefish size limit does not apply during the daily trip limit fishery, but does apply during the "regular" and mop-up" seasons north of 36° N. lat. See IV.B.(2).

3/ Other flatfish means all flatfish listed at 50 CFR 660.302 except those in this Table 4 with a trip limit.

4/ The whiting "per trip" limit in the Eureka area for catch inside 100 fathoms is 10,000 lb / trip throughout the year.

5/ Closed means it is prohibited to take and retain, possess, or land the designated species in the time or area indicated (see IV.A.(7)).

6/ Yellowtail rockfish and POP in the south and bocaccio, chilipepper, and cowcod rockfishes in the north are included in trip limits for minor shelf rockfish (Table 2).

7/ The "per trip" limit for black rockfish off Washington also applies. See paragraph IV.B.(4).

8/ The size limit for lingcod is 24 inches (61 cm) in the north and 26 inches (66 cm) in the south, total length.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

Table 5. 2000 Trip Limits 1/ for All Open Access Gear except Exempted Trawl Gear Engaged in Fishing for Pink Shrimp *

Read Section IV. A. NMFS Actions before using this table.

line	Species/groups	JAN-FEB	MAR-APR	MAY-JUN	JULY-AUG	SEP-OCT	NOV	DEC
1	Minor slope rockfish							
2	North	500 lb / 2 months		500 lb / 2 months		500 lb / 2 months		
3	South	500 lb / 2 months		500 lb / 2 months		500 lb / 2 months		
4	Splitnose-South	200 lb / month		200 lb / month		200 lb / month		
5	POP--North	100 lb / month		100 lb / month		100 lb / month		
6	Sablefish 2/							
7	North of 36°	300 lb / day, but no more than 2,100 lb / 2 months		300 lb / day, but no more than 2,400 lb / 2 months		300 lb / day, but no more than 2,400 lb / 2 months		
8								
9	South of 36°	350 lb / day		350 lb / day		350 lb / day		
10	Thornyheads (longspine and shortspine combined)							
11	North of Pt. Conception	CLOSED 3/		CLOSED		CLOSED		
12	South of Pt. Conception	50 lb / day		50 lb / day		50 lb / day		
13	Arrowtooth	200 lb / month		200 lb / month		200 lb / month		
14	Dover sole	(included in "other" flatfish limit)						
15	Petrale sole	(included in "other" flatfish limit)						
16	Nearshore flatfish	(included in "other" flatfish limit)						
17	"Other" flatfish 4/	300 lb / month		300 lb / month		300 lb / month		
18	Shoreside whiting	300 lb / month		300 lb / month		300 lb / month		
19	Minor shelf rockfish							
20	North	100 lb / month		100 lb / month		100 lb / month		
21	South							
22	40°10'-36°00' N. lat.	200 lb / month	CLOSED	200 lb / month		200 lb / month		
23	South of 36°00' N. lat.	CLOSED	200 lb / month	200 lb / month		200 lb / month		
24	Canary							
25	North	50 lb / month		50 lb / month		50 lb / month		
26	South							
27	40°10'-36°00' N. lat.	50 lb / month	CLOSED	50 lb / month		50 lb / month		
28	South of 36°00' N. lat.	CLOSED	50 lb / month	50 lb / month		50 lb / month		
29	Widow							
30	North	3,000 lb / month		3,000 lb / month		3,000 lb / month		
31	South							
32	40°10'-36°00' N. lat.	3,000 lb / month	CLOSED	3,000 lb / month		3,000 lb / month		
33	South of 36°00' N. lat.	CLOSED	3,000 lb / month	3,000 lb / month		3,000 lb / month		
34	Yellowtail-North 5/	100 lb / month		100 lb / month		100 lb / month		
35	Bocaccio - South 5/							
36	40°10'-36°00' N. lat.	200 lb / month	CLOSED	200 lb / month		200 lb / month		
37	South of 36°00' N. lat.	CLOSED	200 lb / month	200 lb / month		200 lb / month		
38	Chilipepper-South 5/							
39	40°10'-36°00' N. lat.	2,000 lb / month	CLOSED	2,000 lb / month		2,000 lb / month		
40	South of 36°00' N. lat.	CLOSED	2,000 lb / month	2,000 lb / month		2,000 lb / month		
41	Cowcod - South 5/							
42	40°10'-36°00' N. lat.	1 fish per landing	CLOSED	1 fish per landing		1 fish per landing		
43	South of 36°00' N. lat.	CLOSED	1 fish per landing	1 fish per landing		1 fish per landing		
44	Minor nearshore rockfish							
45	North	1,000 lb / 2 months, of which no more than 500 lb may be species other than black or blue rockfish 6/		1,500 lb / 2 months, of which no more than 700 lb may be species other than black or blue rockfish 6/7/		1,500 lb / 2 months, of which no more than 700 lb may be species other than black or blue rockfish 6/ 7/		
46								
47								
48	South							
49	40°10'-36°00' N. lat.	550 lb / 2 months	CLOSED	800 lb / 2 months		800 lb / 2 months		
50	South of 36°00' N. lat.	CLOSED	550 lb / 2 months	800 lb / 2 months		800 lb / 2 months		
51	Lingcod 8/	CLOSED		400 lb / month		CLOSED		
				size limit 24 inches north, 26 inches south				

1/ Trip limits apply coastwide unless otherwise specified. North means 40° 10' N. lat. to the US-Canada border.

"South" means 40°10' N. lat. to the US-Mexico border.

2/ There is no size limit for sablefish taken and retained with nontrawl gear in the open access fishery. See IV.B.2.

3/ Closed means it is prohibited to take and retain, possess, or land the species in the time or area indicated (see IV.A.(7)).

4/ Other flatfish means all flatfish listed at 50 CFR 660.302 except those in this Table 5 with a trip limit.

5/ Yellowtail rockfish and POP in the south and bocaccio, chilipepper, and cowcod rockfishes in the north are included in the trip limits for minor shelf rockfish in the appropriate area (Table 2).

6/ The "per trip" limit for black rockfish off Washington also applies. See paragraph IV.B.(4).

7/ Provisions for landing groundfish in Pacific City, OR are found at paragraph IV.C.(4).

8/ The size limit for lingcod is 24 inches (61 cm) in the north and 26 inches (66 cm) in the south, total length.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

Dated: May 11, 2000.

Bruce C. Morehead,

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

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 679

[Docket No. 000211039-0039-01; I.D. 051200B]

Fisheries of the Exclusive Economic Zone Off Alaska; Deep-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska

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

ACTION: Closure.

SUMMARY: NMFS is prohibiting directed fishing for species that comprise the deep-water species fishery by vessels using trawl gear in the Gulf of Alaska (GOA). This action is necessary because the second seasonal apportionment of the 2000 Pacific halibut bycatch allowance specified for the deep-water species fishery in the GOA has been caught.

DATES: Effective 1200 hrs, Alaska local time (A.l.t.), May 13, 2000, until 1200 hrs, A.l.t., July 4, 2000.

FOR FURTHER INFORMATION CONTACT: Mary Furuness, 907-586-7228.

SUPPLEMENTARY INFORMATION: NMFS manages the groundfish fishery in the GOA exclusive economic zone according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (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 Pacific halibut bycatch allowance for the GOA trawl deep-water species fishery, which is defined at § 679.21(d)(3)(iii)(B), was established by the Final 2000 Harvest Specifications for Groundfish for the GOA (65 FR 8298, February 18, 2000) for the second season, the period April 1, 2000, through July 3, 2000, as 300 metric tons.

In accordance with § 679.21(d)(7)(i), the Administrator, Alaska Region, NMFS, has determined that the second seasonal apportionment of the 2000 Pacific halibut bycatch allowance specified for the trawl deep-water species fishery in the GOA has been caught. Consequently, NMFS is prohibiting directed fishing for the deep-water species fishery by vessels using trawl gear in the GOA. The species and species groups that comprise the deep-water species fishery

are: all rockfish of the genera *Sebastes* and *Sebastolobus*, deep water flatfish, rex sole, arrowtooth flounder, and sablefish.

Maximum retainable bycatch amounts may be found in the regulations at § 679.20(e) and (f).

Classification

This action responds to the best available information recently obtained from the fishery. It must be implemented immediately in order to prevent overharvesting the second seasonal apportionment of the 2000 Pacific halibut bycatch allowance specified for the trawl deep-water species fishery in the GOA. A delay in the effective date is impracticable and contrary to the public interest. The second seasonal apportionment of the Pacific halibut bycatch allowance has been caught. NMFS finds for good cause that the implementation of this action can not be delayed for 30 days. Accordingly, under 5 U.S.C. 553(d), a delay in the effective date is hereby waived.

This action is required by § 679.21 and is exempt from review under E.O. 12866.

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

Dated: May 12, 2000.

George H. Darcy,

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

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