

of Environmental Review (MBER) adopted the revisions to the Missoula program rules regarding program authority and administration, definitions, failure to attain standards, emergency episode planning, general provisions, standards for stationary sources (including air quality permit program), outdoor burning, fugitive particulate, solid fuel burning devices, fuels, motor vehicles, enforcement and administrative procedures, and penalties. EPA's approval would make these revisions federally enforceable. In addition, the State requested that rules of the Missoula program that are not appropriate for incorporation into the SIP be removed from the federally approved plan. Finally, the Governor's April 30, 2001 submittal consists of several other revisions to Montana regulations, which will be handled separately.

In the Final Rules section of this **Federal Register**, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial SIP revision and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments must be received in writing on or before December 17, 2001.

**ADDRESSES:** Written comments may be mailed to Richard R. Long, Director, Air and Radiation Program, Mailcode 8P-AR, Environmental Protection Agency (EPA), Region VIII, 999 18th Street, Suite 300, Denver, Colorado, 80202. Copies of the documents relevant to this action are available for public inspection during normal business hours at the Air and Radiation Program, Environmental Protection Agency, Region VIII, 999 18th Street, Suite 300, Denver, Colorado, 80202. Copies of the State documents relevant to this action are available for public inspection at the Montana Department of Environmental Quality, 1520 E. 6th Avenue, Helena, Montana, 59620-0901.

**FOR FURTHER INFORMATION CONTACT:** Amy Platt, EPA, Region VIII, (303) 312-6449.

**SUPPLEMENTARY INFORMATION:** See the information provided in the Direct Final

action of the same title which is located in the Rules and Regulations section of this **Federal Register**.

**Authority:** 42 U.S.C. 7401 *et seq.*

Dated: October 5, 2001.

**Jack W. McGraw,**

*Acting Regional Administrator, Region VIII.*

[FR Doc. 01-28190 Filed 11-14-01; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[MD120-3071b ; FRL-7100-1]

#### Approval and Promulgation of Air Quality Implementation Plans; Maryland; VOC RACT Determinations for the Thomas Manufacturing Corporation in the Baltimore Ozone Nonattainment Area

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve the State Implementation Plan (SIP) revision submitted by the State of Maryland for the purpose of establishing and requiring reasonably available control technology (RACT) for the Thomas Manufacturing Corporation, a major source of volatile organic compounds (VOC) in the State of Maryland. This source is located in the Baltimore ozone nonattainment area. In the final rules section of this **Federal Register**, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial submittal and anticipates no adverse comments. The rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this action, no further activity is contemplated. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period.

**DATES:** Comments must be received in writing by December 17, 2001.

**ADDRESSES:** Written comments should be addressed to David L. Arnold, Chief, Air Quality Planning and Information Services Branch, Mailcode 3AP21, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103. Copies of the documents relevant to this action are available for public inspection during normal business

hours at the Air Protection Division, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103; and the Maryland Department of the Environment, 2500 Broening Highway, Baltimore, Maryland 21224.

#### FOR FURTHER INFORMATION CONTACT:

Catherine L. Magliocchetti at (215) 814-2174, the EPA Region III address above or by e-mail at [magliocchetti.catherine@epa.gov](mailto:magliocchetti.catherine@epa.gov). Please note that while questions may be posed via telephone and e-mail, formal comments must be submitted, in writing, as indicated in the **ADDRESSES** section of this document.

**SUPPLEMENTARY INFORMATION:** For further information, please see the information provided in the direct final action, Approval and Promulgation of Air Quality Implementation Plans; Maryland; VOC RACT Determinations for the Thomas Manufacturing Corporation in the Baltimore Ozone Nonattainment Area, that is located in the "Rules and Regulations" section of this **Federal Register** publication.

Dated: October 31, 2001.

**Thomas Voltaggio,**

*Acting Regional Administrator, Region III.*

[FR Doc. 01-28188 Filed 11-14-01; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 2

[IB Docket No. 01-185, ET Docket No. 95-18, DA 01-2548]

#### Flexibility for Delivery of Communications by Mobile Satellite Service Providers in the 2 GHz Band, the L-Band, and the 1.6/2.4 GHz Band

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule; extension of comment period.

**SUMMARY:** In this document, the Commission gives notice that it extended the period for reply comment in the proceeding that it initiated to explore proposals to bring flexibility to the delivery of communications by Mobile Satellite Service ("MSS") providers. The Commission extended the period for reply comment at the request of the Cellular Telecommunications & Internet Association (CTIA) and Motient Services, Inc. (Motient) in order to allow sufficient time to establish the most complete and well-developed record possible on which to base a decision.

**DATES:** Reply Comments were due November 12, 2001.

**FOR FURTHER INFORMATION CONTACT:** Breck Blalock, 202-418-8191.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Order Extending Comment Period in IB Docket No. 01-185, ET Docket No. 95-18, DA 01-2314, adopted October 4, 2001. The complete text of this Order is available for inspection and copying during normal business hours in the FCC Reference Information Center, Courtyard Level, 445 12th Street, SW., Washington, DC 20554 and also may be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554.

1. The Commission extended the reply comment period deadlines established in the Notice of Proposed Rulemaking in this proceeding (66 FR 47621, August 20, 2001) from November 5, 2001, to November 12, 2001.

#### Ordering Clause

2. The requests of CTIA and Motient to extend the deadline for filing reply comments in this proceeding is granted to the extent indicated, pursuant to § 1.46 of the Commission's Rules, 47 CFR 1.46.

Federal Communications Commission.

**J. Breck Blalock,**

*Deputy Chief, Planning & Negotiations Division, International Bureau.*

[FR Doc. 01-28682 Filed 11-14-01; 8:45 am]

**BILLING CODE 6712-01-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 635

[Docket No. 011029263-1263-01; I.D. 010201A]

**RIN 0648-AO93**

#### Atlantic Highly Migratory Species; Quotas and Fishing Areas; Trade Monitoring

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

**ACTION:** Propose rule; public hearings; request for comments.

**SUMMARY:** NMFS proposes to amend regulations governing the Atlantic highly migratory species (HMS) fisheries to implement recommendations adopted at the 2000

meeting of the International Commission for the Conservation of Atlantic Tunas (ICCAT). Specifically, NMFS proposes measures that would set a reserve quota for North Atlantic swordfish, maintain the status quo South Atlantic swordfish quota for 2001, and prohibit imports of Atlantic bigeye tuna harvested by certain countries. NMFS also proposes to reinstate regulations inadvertently removed during regulatory consolidation that would prohibit persons and vessels subject to the jurisdiction of the United States from possessing fish taken in violation of ICCAT recommendations or from violating another country's fisheries regulations pertaining to species managed by ICCAT. Finally, NMFS proposes certain corrections to existing trade restrictions to facilitate enforcement of the swordfish dead discard allowance and import of swordfish from designated countries. The intent of these actions is to improve conservation of the Atlantic highly migratory species and to improve management of these fisheries, while allowing harvest and trade consistent with recommendations of ICCAT. NMFS will hold public hearings to receive comments from fishery participants, importers, and other members of the public regarding these proposed regulations.

**DATES:** Written comments on the proposed rule must be received by 5 p.m. on December 31, 2001.

The hearing dates are:

1. November 26, 2001, from 7 to 9 p.m., Fort Lauderdale, FL.
2. November 26, 2001, from 7 to 9 p.m., Fairhaven, MA.
3. December 10, 2001, from 7 to 9 p.m., Barnegat Light, NJ.

**ADDRESSES:** The meeting locations are:

1. Fort Lauderdale-Broward County Main Library, Bienes Center, 6th Floor, 100 South Andrews Avenue, Fort Lauderdale, FL, 33301
2. Fairhaven-Holiday Inn Express, 110 Middle Street, Fairhaven, MA, 02719
3. Barnegat Light-Barnegat Light First Aid Squad, West Tenth Street, Barnegat Light, NJ, 08006

Comments on the proposed rule should be sent to, and copies of the Draft Environmental Assessment/Regulatory Impact Review (EA/RIR) may be obtained from Chris Rogers, Chief, Highly Migratory Proposed rule; public hearings; request for comments. tory Species Division, 1315 East-West Highway F/SF1, Silver Spring, MD, 20910. These documents are also available from the Highly Migratory

Species Division website at [www.nmfs.noaa.gov/sfa/hmspg.html](http://www.nmfs.noaa.gov/sfa/hmspg.html). Comments also may be sent via facsimile (fax) to 727-570-5656. Comments will not be accepted if submitted via e-mail or on the Internet. **FOR FURTHER INFORMATION CONTACT:** Jill Stevenson, 301-713-2347 or e-mail at [jill.stevenson@noaa.gov](mailto:jill.stevenson@noaa.gov) or Pat Scida, 978-281-9260 or email at [pasquale.scida@noaa.gov](mailto:pasquale.scida@noaa.gov).

**SUPPLEMENTARY INFORMATION:** The U.S. Atlantic HMS fisheries are managed under the Fishery Management Plan for Atlantic Tunas, Swordfish, and Sharks (FMP). Implementing regulations at 50 CFR part 635 are issued under the dual authority of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act; codified at 16 U.S.C. 1801 *et seq.*) and the Atlantic Tunas Convention Act (ATCA; codified at 16 U.S.C. 971 *et seq.*). Regulations issued under the authority of ATCA carry out the recommendations of ICCAT.

#### North Atlantic Swordfish Quota

At the 2000 meeting of ICCAT, Japan indicated that it had exceeded its North Atlantic swordfish quota, due to higher than anticipated incidental catch rates of swordfish in its bigeye tuna fishery. The overharvest has forced Japan to require its fishermen to release all swordfish, regardless of whether such swordfish are retrieved dead. By its nature, this incidental catch problem is difficult to address, and Japan will continue to monitor the number of swordfish discarded dead. In the interests of supporting the ICCAT swordfish stock rebuilding program and accounting for all sources of mortality, the United States agreed to assist Japan with a one-time transfer of North Atlantic swordfish quota (400 mt whole weight (ww); 301 mt dressed weight (dw)) in 2001. The quota transfer agreement had the full support of the U.S. ICCAT Commissioners and representatives of the U.S. longline industry.

For the purposes of the transfer agreement, NMFS proposes to amend the HMS regulations to establish a reserve quota for swordfish, in part to provide for the reservation of quota to transfer to Japan, and to amend the procedures by which any additional reserve quota shall be apportioned to other fishing categories. Recently, NMFS published a notice adjusting the 2001 quotas for North Atlantic swordfish by carrying forward the unharvested amount from the 1999 fishing year (66 FR 46401, September 5, 2001). It is anticipated, based on