

**Appendix A to Subpart III of Part 97—
States With Approved State
Implementation Plan Revisions
Concerning CAIR SO₂ Opt-In Units**

1. * * *
Ohio
* * * * *
2. * * *
Ohio
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■ 7. Appendix A to subpart EEEE of part 97 is amended by adding in alphabetical order the entry “Ohio” to read as follows:

**Appendix A to Subpart EEEE of Part 97—States With Approved State
Implementation Plan Revisions
Concerning Allocations**

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Ohio
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■ 8. Appendix A to subpart III of part 97 is amended by adding in alphabetical order the entry “Ohio” under paragraphs 1. and 2. to read as follows:

**Appendix A to Subpart III of Part 97—
States With Approved State
Implementation Plan Revisions
Concerning CAIR NO_x Ozone Season
Opt-In Units**

1. * * *
Ohio
2. * * *
Ohio
* * * * *

[FR Doc. E7–20252 Filed 10–15–07; 8:45 am]

BILLING CODE 6560–50–P

**DEPARTMENT OF HOMELAND
SECURITY**

**Federal Emergency Management
Agency**

44 CFR Part 67

Final Flood Elevation Determinations

AGENCY: Federal Emergency
Management Agency, DHS.

ACTION: Final rule.

SUMMARY: Base (1% annual chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

DATES: The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated on the table below.

ADDRESSES: The final BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

FOR FURTHER INFORMATION CONTACT: William R. Blanton, Jr., Engineering Management Section, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646–3151.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Mitigation Division Director of FEMA has resolved any appeals resulting from this notification.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67. FEMA has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the

proof Flood Insurance Study and FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

National Environmental Policy Act. This final rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

Regulatory Flexibility Act. As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601–612, a regulatory flexibility analysis is not required.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 13132, Federalism. This final rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This final rule meets the applicable standards of Executive Order 12988.

List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

■ Accordingly, 44 CFR part 67 is amended as follows:

PART 67—[AMENDED]

■ 1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 67.11 [Amended]

■ 2. The tables published under the authority of § 67.11 are amended as follows:

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground. Modified	Communities affected
Breathitt County, Kentucky, and Incorporated Areas Docket No.: FEMA-B-7714			
North Fork Kentucky River	Approximately 7.43 miles downstream of the confluence with Frozen Creek near Cy Bend.	+717	Breathitt County (Unincorporated Areas), City of Jackson.
	Approximately 2.83 miles upstream of the Robinson Road Bridge at Quick Sand.	+754	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground. Modified	Communities affected
PanBowl Lake	Kentucky 15 Crossing	+732	Breathitt County (Unincorporated Areas), City of Jackson.
	Kentucky 1812 Crossing	+732	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**City of Jackson**

Maps are available for inspection at 1137 Main Street, Jackson, KY 41339.

Breathitt County (Unincorporated Areas)

Maps are available for inspection at 1137 Main Street, Jackson, KY 41339.

Osage County, Oklahoma, and Incorporated Areas Docket No.: FEMA-B-7714

Bird Creek	Approximately 5,250 feet upstream from power line right-of-way.	+646	Osage County (Unincorporated Areas).
	Approximately 8750 feet upstream from power line right-of-way.	+648	
Eliza Creek	Approximately 4,000 ft upstream from CR-2708	+695	City of Bartlesville.
	Approximately 750 feet southwest intersection of Highway 60 and Highway 123.	+702	
Euchee Creek	Approximately 8,250 feet downstream from confluence with Euchee Creek/Tributary (County Boundary).	+690	Osage County (Unincorporated Areas).
	Approximately 2,000 feet upstream of Unnamed Dirt Road	+791	
Tributary	Confluence with Euchee Creek	+700	Osage County (Unincorporated Areas).
	Approximately 1050 feet upstream of intersection with North Willow Creek Road.	+720	
Shell Creek	Approximately 1,600 feet downstream of North 161 St. West Avenue.	+661	Osage County (Unincorporated Areas).
	Confluence with UT 3 Shell Creek	+677	
UT 1 to Shell Creek	Confluence with Shell Creek	+668	Osage County (Unincorporated Areas).
	Approximately 1820 feet upstream of Private Road	+805	
UT 1 to UT to Horsepin Creek	Approximately 3000 feet south of intersection of 166th Street and Railroad.	+638	Osage County (Unincorporated Areas).
	Approximately 375 feet south of intersection of 166th Street and Railroad.	+644	
UT 3 to Shell Creek	Confluence with Shell Creek	+677	Osage County (Unincorporated Areas).
	Approximately 500 ft down stream of Shell Lake Dam	+693	
UT 4 to Shell Creek	Confluence with Shell Creek	+668	Osage County (Unincorporated Areas).
	Approximately 4000 feet of confluence with Shell Creek ...	+673	
UT to West Big Heart Creek	4,000 feet downstream of mouth of creek (County Line) ...	+695	City of Sand Springs.
	2,750 feet downstream of mouth of creek	+790	
West Big Heart Creek (Formerly Blackboy Creek).	Approximately 10,500 feet downstream of mouth of creek (County Line).	+722	Osage County (Unincorporated Areas).
	Approximately 8,000 feet downstream of mouth of creek ..	+793	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**City of Bartlesville**

Maps are available for inspection at 401 South Johnston Ave, Bartlesville, OK 74003.

City of Sand Springs

Maps are available for inspection at P.O. Box 338, Sand Springs, OK 74063.

Osage County (Unincorporated Areas)

Maps are available for inspection at 628 Kinekah, Pawhuska, OK 74056-0087.

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground. Modified	Communities affected
Osage County, Oklahoma and Incorporated Areas Docket No.: FEMA-B-7456			
Bird Creek	Approximately 250 feet from confluence of Bird Creek and Mud Creek.	+818	Osage County (Unincorporated Areas), City of Pawhuska, City of Barnsdall, Town of Avant.
	Approximately 1,700 feet downstream from confluence w/ UT1 to Bird Creek.	+645	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**Osage County**

Maps are available for inspection at 628 Kihekah, Pawhuska 74056.

Town of Avant

Maps are available for inspection at City Hall: 230 W. McCoy Lane, Avant, OK 74001.

City of Barnsdall

Maps are available for inspection at 409 W. Main, Barnsdall, OK 74002.

City of Pawhuska

Maps are available for inspection at 118 W. Main, Pawhuska, OK 74056.

Lincoln County, South Dakota, and Incorporated Areas Docket No: FEMA-B-7708 & B-7735

Ninemile Creek	Just downstream from 274th Street	+1385	Town of Harrisburg. Town of Tea.
	Just upstream from 272nd Street	+1472	
	Approximately 320 feet downstream from Kevin Drive	+1477	Unincorporated Areas of Lincoln County.
	Approximately 650 feet upstream from Ryan Drive	+1483	
	Just downstream from 273rd Street	+1311	
Tributary	Just upstream from South Dakota Highway 115	+1411	Town of Harrisburg.
	1550 feet upstream from 469th Avenue	+1518	
	Approximately 2150 feet downstream from 475th Avenue	+1391	
	Approximately 500 feet downstream from 475th Avenue at the Corporate Limit line.	+1400	
Tributary	Just downstream from 273rd Street	+1417	Unincorporated Areas of Lincoln County.
	Just upstream from the confluence with Ninemile Creek ...	+1387	
Schindler Creek	Approximately 2050 feet upstream from 273rd Street	+1425	Unincorporated Areas of Lincoln County.
	Just downstream from 473rd Avenue	+1466	
	Just upstream from the confluence with Ninemile Creek ...	+1267	
Spring Creek	Just downstream from 477th Avenue	+1394	Unincorporated Areas of Lincoln County.
	Approximately 1150 feet upstream from 271st Street	+1452	
	Just upstream from the confluence with Big Sioux River ...	+1269	
Tributary	Just downstream from South Dakota Highway 11	+1368	Unincorporated Areas of Lincoln County.
	Approximately 950 feet upstream from Cliff Avenue	+1461	
	Just upstream from the confluence with Spring Creek	+1346	
	Just downstream from Cody Road	+1392	
	Just upstream from 269th Street	+1425	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**Town of Harrisburg**

Maps are available for inspection at P.O. Box 26, Harrisburg, SD 57032.

Town of Tea

Maps are available for inspection at 600 East 1st Street, P.O. Box 128, Tea, SD 57064.

Unincorporated Areas of Lincoln County

Maps are available for inspection at 224 West Ninth Street, Sioux Falls, SD 57104.

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground. Modified	Communities affected
Webb County, Texas and Incorporated Areas Docket No.: FEMA-B-7710			
Chacon Creek	Confluence with Rio Grande	+394	City of Laredo, Webb County, (Unincorporated Areas).
	Approximately 2000 feet downstream from confluence with Casa Blanca Lake.	+453	
Tributary 1	Confluence with Chacon Creek	+394	City of Laredo.
	Approximately 250 feet upstream from intersection with Chestnut.	+422	
Tributary 2	Confluence with Chacon Creek	+394	City of Laredo, Webb County (Unincorporated Areas).
	Approximately 1500 feet downstream from Loop 20	+398	
Tributary 3	Confluence with Chacon Creek	+436	City of Laredo, Webb County (Unincorporated Areas).
	Approximately 2500 feet upstream from the intersection with Highway 59.	+444	
Deer Creek	Confluence with Rio Grande	+411	City of Laredo.
	Intersection with Logistic Road	+476	
Dellwood Tributary (Previously Las Manadas Creek Tributary 1).	Confluence with Las Manadas Creek	+410	City of Laredo, Webb County (Unincorporated Areas).
	Approximately 2000 feet upstream from intersection with FM 3464.	+486	
Las Manadas Creek	Confluence with Rio Grande	+408	City of Laredo, Webb County (Unincorporated Areas).
	Approximately 1750 feet upstream from intersection with Loop 20.	+552	
Tributary 1	Confluence with Las Manadas Creek	+412	City of Laredo, Webb County (Unincorporated Areas).
	Approximately 200 feet upstream from Springfield Drive ...	+468	
Tributary 1A	Confluence with Las Manadas Creek Tributary 1	+430	City of Laredo.
	Approximately 1200 feet upstream from Dover/Stratford ...	+464	
Tributary 2 (Formerly Las Manadas Creek Tributary 3).	Confluence with Las Manadas Creek	+418	City of Laredo, Webb County (Unincorporated Areas).
	Approximately 5050 feet upstream from intersection with FM 3464.	+489	
Tributary 2A	Confluence with Las Manadas Creek Tributary 2	+447	City of Laredo.
	Approximately 3225 feet upstream from confluence with Las Manadas Creek Tributary 2.	+459	
Rio Grande	Approximately 1750 feet upstream from intersection with Riverhill Road.	+391	City of Laredo, Webb County (Unincorporated Areas).
	Confluence with Deer Creek	+411	
Tex-Mex Railroad	Confluence with Chacon Creek	+400	City of Laredo, Webb County (Unincorporated Areas).
	Approximately 1250 feet upstream from intersection with Tex-Mex Railroad.	+423	
Tributary			
Zacate Creek	Approximately 250 feet downstream from the intersection with Mexican Railroad.	+396	City of Laredo.
	Confluence with Rio Grande	+399	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**City of Laredo**

Maps are available for inspection at 1120 San Bernardo, Laredo, TX 78042.

Webb County (Unincorporated Areas)

Maps are available for inspection at 1110 Washington Street, Suite 302, Laredo, TX 78040.

Columbia County, Wisconsin and Incorporated Areas Docket No.: FEMA-B-7708

Baraboo River	At confluence with the Wisconsin River	*790	Columbia County (Unincorporated Areas).
	Downstream side of Interstate 90	*796	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground. Modified	Communities affected
Duck Creek	Upstream side of U.S. Highway 51	*791	Columbia County (Unincorporated Areas).
	Upstream side of Chicago Milwaukee St. Paul and Pacific Railroad.	*791	
Fox River	At downstream county boundary between Columbia and Marquette counties.	*779	City of Portage, Columbia County (Unincorporated Areas).
	Downstream side of Chicago Milwaukee St. Paul and Pacific Railroad.	*785	
Neenah Creek	Downstream side of County Highway CM	*781	Columbia County (Unincorporated Areas).
	At confluence with Big Slough	*790	
Spring Creek	Approximately 1/2 mile downstream of Fair Street	*805	City of Lodi.
	Upstream side of Riddle Road	*834	
Tributary A	At confluence with Spring Creek	*821	City of Lodi.
	Approximately 1,300 feet upstream of Spring Street	*821	
Wisconsin River	Downstream side of State Highway 60	*748	City of Portage, City of Wisconsin Dells, Columbia County (Unincorporated Areas).
	Upstream side of Interstate 39	*798	
	At upstream county boundary between Columbia and Adams counties.	*848	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES

Columbia County (Unincorporated Areas)

Maps are available for inspection at: Columbia County Planning and Zoning Department, 400 DeWitt St., Portage, WI 53901.

City of Lodi

Maps are available for inspection at: City Clerk's Office, 130 S. Main St., Lodi, WI 53555.

City of Portage

Maps are available for inspection at: City Hall, 115 W. Pleasant St., Portage, WI 53901.

City of Wisconsin Dells

Maps are available for inspection at: City Hall, 300 La Crosse St., Wisconsin Dells, WI 53965.

La Crosse County, Wisconsin and Incorporated Areas Docket No.: FEMA-B-7707

Black River	At confluence with the Black River, Mississippi River and La Crosse River.	*644	City of Onalaska, City of La Crosse, La Crosse County (Unincorporated Areas).
	Just upstream of Lock & Dam 7	*646	
Ebner Coulee	100 feet south of Jackson St	*658	City of La Crosse, La Crosse County (Unincorporated Areas).
	Just east of 29th St.	*667	
Pond 1	Just east of 29th St	*633	City of La Crosse.
	At Burlington Northern Railroad	*663	
Pond 2	At State Road	*656	City of La Crosse.
	At Farnam Street	*656	
Pond 3	At State Road	*655	City of La Crosse.
	At 200 feet north of Crestline Place	*655	
Pond 4	500 feet south of Evergreen St	*652	City of La Crosse.
	150 feet north of Evergreen St	*652	
Pond 5	At Ward Avenue	*652	City of La Crosse.
	At Travis Street	*653	
Pond 6	600 feet south of East Fairchild Street	*654	City of La Crosse.
	600 feet north of West Fairchild Street	*654	
Pond 7	At Farnam Street	*658	City of La Crosse.
	At Jackson Street	*658	
Johns Coulee	At mouth at Mormon Creek	*725	La Crosse County (Unincorporated Areas).
	Approximately 1 mile upstream of County Highway YY bridge.	*827	
La Crosse River	Approximately 600 feet upstream of Highway 53	*644	City of Onalaska, City of La Crosse, La Crosse County (Unincorporated Areas).
	Overbank area between Goheres St. to the north and Monitor St. to the south.	*645	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground. Modified	Communities affected
Left Overbank	At State Highway 16	*655	
	Southern extent near La Crosse St	*644	City of La Crosse.
	At Lang Drive	*645	
Right Overbank 1	Railroad just north of County Highway B	*649	City of La Crosse.
	At Hawkins Road	*653	
Railroad Ditch	At mouth at confluence with La Crosse River	*650	City of La Crosse.
	Upstream extent at divergence at La Crosse River	*655	
Mormon Creek	At mouth at Mississippi River	*639	La Crosse County (Unincorporated Areas).
	At County Highway M	*766	
Mississippi River	Adjacent to Marion Road N at river mile 694	*640	City of La Crosse, City of Onalaska, La Crosse County (Unincorporated Areas).
	Approximately 3.6 miles south of Highway 35 at river mile 711.	*649	
Pammel Creek	At mouth at Mississippi River	*640	City of La Crosse, La Crosse County (Unincorporated Areas).
	150 feet upstream of Hagen Road	*683	
Pammel Creek East Bank	At Juniper Street	*644	City of La Crosse, La Crosse County (Unincorporated Areas).
	At Leonard Street	*644	
	At Meadow Lane Place	*647	
	Adjacent to Easter Road	*647	
	At Park Lane Drive	*653	
	At Midway between Park Lane Drive & Ward Avenue	*653	
Sand Lake Coulee	200 feet downstream of County Highway OT	*650	Village of Holmen, City of Onalaska, La Crosse County (Unincorporated Areas).
	At Private driveway ¼ mile north of Abnet Rd	*770	
Right Overbank—Midway ..	At mouth at confluence with Sand Lake Coulee	*652	Village of Holmen, La Crosse County (Unincorporated Areas).
	Approximately 1200 feet downstream of State Highway 35	*663	
Right Overbank—Golf Course.	At County Highway SN	*701	Village of Holmen, City of Onalaska, La Crosse County (Unincorporated Areas).
	Golf Course boundary 0.5 mi. downstream of Moos Rd	*721	
Smith Valley Creek	At mouth at La Crosse River	*658	City of Onalaska, City of La Crosse, La Crosse County (Unincorporated Areas).
	End of Smith Valley Road	*814	
State Road Coulee	150 feet upstream of Hagen Rd	*683	La Crosse County (Unincorporated Areas).
	600 feet upstream of Hagen Rd.	*687	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**La Crosse County (Unincorporated Areas)**

Maps are available for inspection at: La Crosse County Zoning, Planning and Land Information Office, 400 4th St. N, La Crosse, WI 54601.

Village of Holmen

Maps are available for inspection at: Village Hall, 421 S. Main St., Holmen, WI 54636–0158.

City of La Crosse

Maps are available for inspection at: City Hall, 400 La Crosse St., La Crosse, WI 54601.

City of Onalaska

Maps are available for inspection at: City Hall, 415 Main St., Onalaska, WI 54650.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: October 9, 2007.

David I. Maurstad,

*Federal Insurance Administrator of the
National Flood Insurance Program,
Department of Homeland Security, Federal
Emergency Management Agency.*

[FR Doc. E7-20384 Filed 10-15-07; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 679

[Docket No. 070213032-7032-01]

RIN 0648-XD36

Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Non- American Fisheries Act Crab Vessels Catching Pacific Cod for Processing by the Inshore Component in the Central Regulatory Area of the Gulf of Alaska

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

ACTION: Temporary rule; closure.

SUMMARY: NMFS is prohibiting directed
fishing for the 2007 Pacific cod
sideboard limits apportioned to non-
American Fisheries Act (AFA) crab
vessels catching Pacific cod for
processing by the inshore component in
the Central Regulatory Area of the Gulf
of Alaska (GOA). This action is
necessary to prevent exceeding the 2007
Pacific cod sideboard limits apportioned
to non-AFA crab vessels catching
Pacific cod for processing by the inshore
component in the Central Regulatory
Area of the GOA.

DATES: Effective 1200 hrs, Alaska local
time (A.l.t.), October 11, 2007, until
2400 hrs, A.l.t., December 31, 2007.

FOR FURTHER INFORMATION CONTACT:

Jennifer Hogan, 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.
Regulations governing sideboard
protections for GOA groundfish
fisheries appear at subpart B of 50 CFR
part 800.

The 2007 Pacific cod sideboard limits
apportioned to non-AFA crab vessels
catching Pacific cod for processing by
the inshore component in the Central
Regulatory Area of the GOA is 979
metric tons (mt) for the GOA, as
established by the 2007 and 2008
harvest specifications for groundfish of
the GOA (72 FR 9676, March 5, 2007).

In accordance with § 680.22(e)(2)(i),
the Administrator, Alaska Region,
NMFS (Regional Administrator), has
determined that the 2007 Pacific cod
sideboard limits apportioned to non-
AFA crab vessels catching Pacific cod
for processing by the inshore
component in the Central Regulatory
Area of the GOA will soon be reached.
Therefore, the Regional Administrator is
establishing a sideboard directed fishing
allowance for Pacific cod as 969 mt in
the Gulf of Alaska. The remaining 10 mt
in the Gulf of Alaska will be set aside
as bycatch to support other anticipated
groundfish fisheries. In accordance with
§ 680.22(e)(3), the Regional
Administrator finds that this sideboard
directed fishing allowance has been
reached. Consequently, NMFS is
prohibiting directed fishing for Pacific
cod by non-AFA crab vessels catching
Pacific cod for processing by the inshore

component in the Central Regulatory
Area of the GOA.

After the effective date 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 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 sideboard directed fishing
closure of Pacific cod apportioned to
non-AFA crab vessels catching Pacific
cod for processing by the inshore
component in the Central Regulatory
Area of the GOA. NMFS was unable to
publish a notice providing time for
public comment because the most
recent, relevant data only became
available as of October 10, 2007.

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 § 680.22
and is exempt from review under
Executive Order 12866.

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

Dated: October 10, 2007.

Emily H. Menashes

*Acting Director, Office of Sustainable
Fisheries, National Marine Fisheries Service.*
[FR Doc. 07-5100 Filed 10-11-07; 1:40 pm]

BILLING CODE 3510-22-S