

Distribution, or Use" (66 FR 28355, May 22, 2001). This proposed action merely proposes to approve state law as meeting Federal requirements and imposes no additional requirements beyond those imposed by state law. Accordingly, the Administrator certifies that this proposed rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). Because this rule proposes to approve pre-existing requirements under state law and does not impose any additional enforceable duty beyond that required by state law, it does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104-4).

This proposed rule also does not have tribal implications because it will not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes, as specified by Executive Order 13175 (65 FR 67249, November 9, 2000). This action also does not have Federalism implications because it does not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government, as specified in Executive Order 13132 (64 FR 43255, August 10, 1999). This action merely proposes to approve a state rule implementing a Federal standard, and does not alter the relationship or the distribution of power and responsibilities established in the Clean Air Act. This proposed rule also is not subject to Executive Order 13045 "Protection of Children from Environmental Health Risks and Safety Risks" (62 FR 19885, April 23, 1997), because it is not economically significant.

In reviewing SIP submissions, EPA's role is to approve state choices, provided that they meet the criteria of the Clean Air Act. In this context, in the absence of a prior existing requirement for the State to use voluntary consensus standards (VCS), EPA has no authority to disapprove a SIP submission for failure to use VCS. It would thus be inconsistent with applicable law for EPA, when it reviews a SIP submission, to use VCS in place of a SIP submission that otherwise satisfies the provisions of the Clean Air Act. Thus, the requirements of section 12(d) of the National Technology Transfer and

Advancement Act of 1995 (15 U.S.C. 272 note) do not apply. This proposed rule does not impose an information collection burden under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

#### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Sulfur oxides, Volatile organic compounds.

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

Dated: November 17, 2006.

**Lawrence E. Starfield,**

*Acting Regional Administrator, Region 6.*

[FR Doc. E6-20295 Filed 11-30-06; 8:45 am]

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#### DEPARTMENT OF TRANSPORTATION

##### Pipeline and Hazardous Materials Safety Administration

##### 49 CFR Parts 171, 172, 173, 174, and 178

[Docket No. PHMSA-06-25736 (HM-231)]

**RIN 2137-AD89**

##### Hazardous Materials: Miscellaneous Packaging Amendments; Correction

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

**ACTION:** Notice of proposed rulemaking (NPRM); correction.

**SUMMARY:** This document corrects the preamble to a notice of proposed rulemaking published in the **Federal Register** of September 1, 2006, regarding miscellaneous packaging amendments to the Hazardous Materials Regulations (HMR; 49 CFR parts 171-180). This document corrects mathematical calculations of the total annual respondents (from 5,000 to 5,010), and the total annual responses (from 15,000 to 15,500) for OMB Control No. 2137-0572, indicated under the "Paperwork Reduction Act" section of this rulemaking.

**FOR FURTHER INFORMATION CONTACT:** Arthur M. Pollack, 202-366-8553.

##### Correction

In proposed rule FR Doc. 06-7360, beginning on page 52017 in the issue of September 1, 2006, make the following correction in the Paperwork Reduction Act section. On page 52025 in the second column, remove the numerical

term "5,000" and add the numerical term "5,010" in its place; and remove the numerical term "15,000" and add the numerical term "15,500" in its place.

Issued in Washington, DC on November 24, 2006.

**Robert A. McGuire,**

*Associate Administrator for Hazardous Materials Safety.*

[FR Doc. E6-20358 Filed 11-30-06; 8:45 am]

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#### DEPARTMENT OF COMMERCE

##### National Oceanic and Atmospheric Administration

##### 50 CFR Part 665

[I.D. 112006J]

##### Western Pacific Fishery Management Council; Public Meetings

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

**ACTION:** Notice of public meeting and public hearing.

**SUMMARY:** The Western Pacific Fishery Management Council (Council) will hold its 136th meeting to consider and take action on pending recommendations regarding a request to longline fish within the Main Hawaiian Islands longline exclusion zone, addition of *Heterocarpus* shrimps to the appropriate Western Pacific Council fishery management plan and several issues concerning the harvest of precious corals in the Main Hawaiian Islands. The Council will also hold a public hearing during this 136th Council meeting.

**DATES:** The 136th Council meeting and public hearing will be held at 2 PM (Hawaii Standard Time) on Thursday, December 21, 2006 (Friday December 22 in Guam and the Northern Mariana Islands). For specific dates, times and locations of the public hearing, and the agenda for the 136th Council meeting, see **SUPPLEMENTARY INFORMATION**.

**ADDRESSES:** The 136th Council meeting and public hearing will be held at the Council's office, 1164 Bishop Street, Suite 1400, Honolulu, HI 96813. For participants residing in American Samoa, the Northern Mariana Islands, Hawaii and the continental United States, the 136th Council meeting telephone conference call-in-number is: 1-888-482-3560; Access Code: 5228220. For Guam and international

participants, the call-in-number is: 1-647-723-3959; Access Code: 5228220.

**FOR FURTHER INFORMATION CONTACT:**

Kitty M. Simonds, Executive Director; telephone: (808) 522-8220; fax: (808) 522-8226.

**SUPPLEMENTARY INFORMATION:**

**136th Council Meeting Agenda**

*Thursday, December 21, 2006, 2 p.m.  
Hawaii Standard Time*

1. Introductions
2. Approval of Agenda
3. Fishing within the Main Hawaiian Islands longline exclusion zone
4. Addition of *Heterocarpus* shrimps to the appropriate Western Pacific Council fishery management plan
5. Precious coral harvesting around the Main Hawaiian Islands
  - i. Redefinition of the Auau Channel black coral maximum sustainable yield (MSY) as 75 percent of current MSY estimate
  - ii. Prohibition on the harvest of gold coral in the Main Hawaiian Islands
  - iii. Creation of a limited entry program for harvesting of Main Hawaiian Islands black coral.
6. Public Hearing
7. Council Discussion and Action
8. Other Business

**Background Information**

Fishing within the Main Hawaiian Islands longline exclusion zone: The Council has received a request from a Hawaiian fisherman to be allowed to use a limited amount (7 miles) of old-fashioned "basket-style" longline gear within the 25-75 nautical mile longline exclusion zone around the Main Hawaiian Islands (MHI). At its 135th meeting the Council directed its staff to draft an options paper to explore the potential for an exemption for the

applicant from the current regulations for longline fishing around Hawaii, for Council review before the end of 2006. The Council will consider these options, which include no action, the potential granting of a permit through the Council's Community Development Program, or the granting of an ad-hoc exemption from the longline permit or closed area regulations governing longline fishing around the MHI. The Council may take action and recommend a preferred alternative or suggest other alternatives for consideration.

Addition of *Heterocarpus* shrimps to the appropriate fishery management plan(s): A fishery for deepwater shrimp (*Heterocarpus laevigatus* and *Heterocarpus ensifer*) occurs in waters off of Hawaii and other areas of the Pacific. These fisheries are sporadic with vessels fishing for one to two years followed by a five to seven year hiatus. Hawaii data is currently captured by the State of Hawaii through its Commercial Marine Landings Catch Reports. The deepwater shrimp, however, are not currently managed under any fishery management plan. At its 135th meeting, the Council recommended that *Heterocarpus* species be added to the appropriate management plan(s) as a Management Unit Species in order to improve monitoring throughout the Western Pacific Region and allow management of this fishery. The Council may take action on this issue at its 136th meeting.

Precious coral harvesting around the Main Hawaiian Islands: At its 135th meeting, the Council directed staff to prepare an options paper regarding the redefinition of the MSY for the black coral fishery in the Auau Channel from 5,000 to 3,750 kg. per year. The Council

also directed staff to prepare an options paper regarding a potential moratorium on the harvest of gold coral, both live and dead. The Council further directed staff to investigate the creation of a limited access program for the MHI black coral fishery.

At its 136th meeting, the Council will review the various alternatives and options presented on these issues and may take action on the preferred alternatives for precious coral management in the Main Hawaiian Islands

Although non-emergency issues not contained in this agenda may come before the Council for discussion, those issues may not be the subject of formal Council action during its 136th meeting. Council action will be restricted to those issues listed in this document and any issue arising after publication of this document that requires emergency action under section 305(c) of the Magnuson-Stevens Act, provided the public has been notified of the Council's intent to take action to address the emergency.

**Special Accommodations**

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Kitty M. Simonds, (808) 522-8220 (voice) or (808) 522-8226 (fax), at least 5 days prior to the meeting date.

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

Dated: November 27, 2006.

**Alan D. Risenhoover,**

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

[FR Doc. E6-20380 Filed 11-30-06; 8:45 am]

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