§ 211.6 Cooperation in forest investigations or the protection, management, and improvement of the National Forest System.

* * * * *

(c) *Bonding.* Each written agreement involving a non-Government cooperator's total contribution of $25,000 or more to the Forest Service on a reimbursable basis, must include a provision requiring a payment bond to guarantee the cooperator's reimbursement payment. Acceptable security for a payment bond includes Department of the Treasury approved corporate sureties, Federal Government obligations, and irrevocable letters of credit. For the purposes of this section, a non-Government cooperator is an entity that is not a member, division, or affiliate of a Federal, State, local government, a federally recognized Indian Tribe (as defined by the Federally Recognized Indian Tribe List Act of 1994 [25 U.S.C. 479a]), or other organizations funding a Forest Service agreement with pass through funding from an entity that is a member, division, or affiliate of a Federal, State, local government, or federally recognized Indian Tribe.

* * * * *

Dated: September 24, 2008.

Robin L. Thompson,

Associate Deputy Chief, State and Private Forestry.

[FR Doc. E8–25068 Filed 10–17–08; 11:15 am]

BILLING CODE 3410–11–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 1051

Control of Emissions From Recreational Engines and Vehicles

CFR Correction

In title 40 of the Code of Federal Regulations, part 790 to end, revised as of July 1, 2008, on page 797, in § 1051.315, reinstate paragraph (a) introductory text to read as follows:

§ 1051.315 How do I know when my engine family fails the production-line testing requirements?

* * * * *

(a) Calculate your test results. Round them to the number of decimal places in the emission standard expressed to one more decimal place.

* * * * *

[FR Doc. E8–25114 Filed 10–20–08; 8:45 am]

BILLING CODE 1505–01–D

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 300

[Docket No. 080310411–8949–02]

RIN 0648–AU14

Pacific Halibut Fisheries; Subsistence Fishing; Correction

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

ACTION: Final rule; correction.

SUMMARY: This document corrects a final rule published in the **Federal Register** on September 24, 2008, amending the subsistence fishery rules for Pacific halibut. This correcting amendment corrects the headings in two tables.

DATES: Effective on October 24, 2008.

FOR FURTHER INFORMATION CONTACT: Becky Carls, 907–586–7228.

SUPPLEMENTARY INFORMATION: The final rule that is the subject of these corrections was published on September 24, 2008 (73 FR 54932), and implemented amendments to the subsistence fishery rules for Pacific halibut in waters in and off Alaska.

Need for Corrections

The regulations at § 300.65 provide for a catch sharing plan and for domestic management measures for Pacific halibut fisheries in waters in and off Alaska. Among other regulatory actions, the final rule converted the gear and harvest restrictions from text to table format. This action amends § 300.65(h)(1)(i) table heading by replacing ''Retention limits'' with ''Gear restrictions'' and amends § 300.65(h)(2) table heading by replacing ''Gear restrictions'' with ''Retention limits.''

Classification

Pursuant to 5 U.S.C. 553(b)(B), the Assistant Administrator of Fisheries finds good cause to waive prior notice and opportunity for public comment otherwise required by the section. NOAA finds that prior notice and opportunity for public comment are unnecessary because the editorial changes made by this rule are non–substantive. The need to immediately correct the published headings for two in–text tables for this regulation will eliminate a potential source of confusion and constitutes good cause to waive the requirement to provide prior notice and opportunity for public comment, as such procedures would be unnecessary and contrary to the public interest. Notice and comment is unnecessary because this action makes only minor, non–substantive changes to 50 CFR 300.65 to correct the headings of two tables. The rule does not make any substantive change in the rights and obligations of subsistence fishermen managed under the subsistence halibut regulations. No aspect of this action is controversial and no change in operating practices in the fishery is required.

Because prior notice and opportunity for public comment are not required for this rule by 5 U.S.C. 553, or any other law, the analytical requirements of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, are inapplicable.

Correction

■ Accordingly, the final rule, FR Doc. E8–22411, published on September 24, 2008, at 73 FR 54932, to be effective October 24, 2008, is corrected as follows:

■ 1a. In § 300.65, on pages 54940 and 54941, the headings to the table under paragraph (h)(1)(i) are corrected to read as follows:

§ 300.65 Catch sharing plan and domestic management measures in waters in and off Alaska.

* * * * *

(h) * * *

(1) * * *

(i) * * *

Regulatory Area	Permit Type	Gear Restrictions
* * * * * * *		

* * * * *

■ 1b. In § 300.65, on pages 54941 and 54942, the headings to the table under paragraph (h)(2) are corrected to read as follows:

§ 300.65 Catch sharing plan and domestic management measures in waters in and off Alaska.

* * * * *

(h) * * *

(2) * * *

Regulatory Area	Permit Type	Retention Limits
* * * * * * *		

* * * * *

Dated: October 15, 2008.

Samuel D. Rauch III,

Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.

[FR Doc. E8–25021 Filed 10–20–08; 8:45 am]

BILLING CODE 3510–22–S

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 060418103–6181–02]

RIN 0648–XL29

Fisheries of the Northeastern United States; Spiny Dogfish Fishery; Commercial Period 2 Quota Harvested

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

ACTION: Closure of spiny dogfish fishery.

SUMMARY: NMFS announces that the spiny dogfish commercial quota available to the coastal states from Maine through Florida for the semi-annual quota period, November 1, 2008—April 30, 2009, has been harvested and will not open for the Period 2 fishery. Therefore, effective 0001 hours, November 1, 2008, federally permitted spiny dogfish vessels may not fish for, possess, transfer, or land spiny dogfish until May 1, 2009, when the Period 1 quota becomes available. Regulations governing the spiny dogfish fishery require publication of this notification to advise the coastal states from Maine through Florida that the quota has been harvested and to advise vessel permit holders and dealer permit holders that no Federal commercial quota is available for landing spiny dogfish in these states. This action is necessary because the fishery has exceeded its annual quota.

DATES: Quota Period 2 for the spiny dogfish fishery is closed effective at 0001 hr local time, November 1, 2008, through 2400 hr local time April 30, 2009. Effective November 1, 2008, federally permitted dealers are also advised that they may not purchase spiny dogfish from federally permitted spiny dogfish vessels.

FOR FURTHER INFORMATION CONTACT: Jamie Goen at (978) 281–9220, or Jamie.Goen@noaa.gov.

SUPPLEMENTARY INFORMATION: Regulations governing the spiny dogfish fishery are found at 50 CFR part 648. The regulations require annual specification of a commercial quota, which is allocated into two quota periods based upon percentages specified in the fishery management plan. The commercial quota is distributed to the coastal states from Maine through Florida, as described in § 648.230.

The initial total commercial quota for spiny dogfish for the 2008 fishing year is 4 million lb (1.81 million kg) (71 FR 40436, July 17, 2006). The commercial quota is allocated into two periods (May 1 through October 31, and November 1 through April 30). Vessel possession limits are intended to preclude directed fishing, and they are set at 600 lb (272 kg) for both Quota Periods 1 and 2. Quota Period 1 is allocated 2.3 million lb (1.05 million kg)), and Quota Period 2 is allocated 1.7 million lb (763,849 kg) of the commercial quota. The total quota cannot be exceeded, so landings in excess of the amount allocated to Period 1 have the effect of reducing the quota available to the fishery during Period 2.

The Administrator, Northeast Region, NMFS (Regional Administrator) monitors the commercial spiny dogfish quota for each quota period and, based upon dealer reports, state data, and other available information, determines when the total commercial quota will be harvested. NMFS is required to publish a notification in the **Federal Register** advising and notifying commercial vessels and dealer permit holders that, effective upon a specific date, the Federal spiny dogfish commercial quota has been harvested and no Federal commercial quota is available for landing spiny dogfish for the remainder of that quota period.

Section 648.4(b) provides that Federal spiny dogfish permit holders agree, as a condition of the permit, not to land spiny dogfish in any state after NMFS has published notification in the **Federal Register** that the commercial quota has been harvested and that no commercial quota for the spiny dogfish fishery is available. The Period 1 fishery was closed on August 20, 2008, for vessels issued Federal permits. However, landings by state waters vessels continued because the states have set a higher commercial quota. NMFS data available through October 8, 2008, estimates the commercial harvest of spiny dogfish to be at 4,800,374 lb (2.18 million kg), well over the 4 million lb (1.81 million kg) quota for the 2008 fishery. Therefore, effective 0001 hr local time, November 1, 2008, landings of spiny dogfish in coastal states from Maine through Florida by vessels holding commercial Federal fisheries permits will continue to be prohibited through April 30, 2009, 2400 hr local time. The 2009 Period 1 quota will be available for commercial spiny dogfish harvest on May 1, 2009. Effective November 1, 2008, federally permitted dealers are also advised that they may not purchase spiny dogfish from vessels issued Federal spiny dogfish permits that land in coastal states from Maine through Florida.

Classification

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

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

Dated: October 15, 2008.

Emily H. Menashes,

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

[FR Doc. E8–25077 Filed 10–20–08; 8:45 am]

BILLING CODE 3510–22–S