

Issued in Seattle, Washington, on July 5, 1995.

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[FR Doc. 95-18917 Filed 8-1-95; 8:45 am]

BILLING CODE 4910-13-M

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**15 CFR Part 902**

**50 CFR Part 204**

[Docket No. 950203036-5180-02; I.D. 070695A]

**NOAA Information Collection Requirements; Update and Consolidation**

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

**ACTION:** Final rule; technical amendment.

**SUMMARY:** NMFS consolidates and updates Office of Management and Budget (OMB) control numbers for NOAA information collection requirements and makes minor corrections to the accompanying text. The intent is to update, simplify, and shorten the regulations, while still making this information available to the public.

**EFFECTIVE DATE:** August 2, 1995.

**FOR FURTHER INFORMATION CONTACT:** George H. Darcy, NMFS, 301/713-2344.

**SUPPLEMENTARY INFORMATION:** Part 902 of title 15 CFR and part 204 of title 50 CFR display control numbers assigned to NOAA and NMFS information collection requirements, respectively, by OMB, pursuant to the Paperwork Reduction Act. These parts fulfill the requirement that agencies display a current control number, assigned by the Director of OMB, for each agency information collection requirement.

This final rule, technical amendment, consolidates the list of OMB control numbers associated with NOAA information collection requirements contained in regulations appearing in CFR titles 15 and 50. Because NMFS is a component of NOAA, these parts logically can be combined to shorten the regulations and to ease use by the public. All of the collection-of-information requirements consolidated in 15 CFR 902.1(b) have previously been submitted to OMB for approval during

implementation of regulations appearing in the individual parts of titles 15 and 50; this final rule does not involve any new reporting or recordkeeping requirements. In addition, the list of OMB approval numbers is corrected and updated to reflect the currently valid OMB approvals, and the text of § 902.1(a) is updated to reflect the Paperwork Reduction Act of 1995.

Under NOAA Administrative Order 205-11, 7.01, dated December 17, 1990, the Under Secretary for Oceans and Atmosphere has delegated authority to sign material for publication in the **Federal Register** to the Assistant Administrator for Fisheries, NOAA.

**Classification**

Because this rule only consolidates existing information for purposes of public information, it is strictly administrative in nature; no useful purpose would be served by providing prior notice and opportunity for comment on this rule. Accordingly, under 5 U.S.C. 553(b)(B), it is unnecessary to provide such notice and opportunity for comment. Also, because this rule is only administrative in nature and is not a "substantive rule" under 5 U.S.C. 553(d), it will be immediately effective upon publication.

This rule is exempt from review under E.O. 12866.

**List of Subjects in 15 CFR Part 902 and 50 CFR Part 204**

Reporting and recordkeeping requirements.

Dated: July 25, 1995.

**Richard H. Schaefer,**

*Acting Assistant Administrator for Fisheries, NOAA.*

For the reasons set out in the preamble, under the authority of 44 U.S.C. 3501 *et seq.*, 50 CFR chapter II and 15 CFR chapter IX are amended as follows:

**15 CFR Chapter IX**

1. 15 CFR part 902 is revised to read as follows:

**PART 902—NOAA INFORMATION COLLECTION REQUIREMENTS UNDER THE PAPERWORK REDUCTION ACT: OMB CONTROL NUMBERS**

**Authority:** 44 U.S.C. 3501 *et seq.*

**§ 902.1 OMB control numbers assigned pursuant to the Paperwork Reduction Act.**

(a) *Purpose.* This part collects and displays the control numbers assigned to information collection requirements of the National Oceanic and Atmospheric Administration (NOAA)

by the Office of Management and Budget (OMB) pursuant to the Paperwork Reduction Act (PRA). NOAA intends that this part comply with the requirements of section 3507(c)(B)(i) of the PRA, which requires that agencies inventory and display a current control number assigned by the Director of OMB for each agency information collection requirement.

(b) *Display.*

CFR part or section where the information collection requirement is located	Current OMB control number (all numbers begin with 0648-)
<b>15 CFR</b>	
Part 908 .....	-0025.
Part 911 .....	-0157.
917.11 .....	-0008, -0019 and -0034.
917.22 .....	-0008, -0019 and -0034.
917.30(b) .....	-0008, -0019 and -0034.
917.41 .....	-0008, -0019 and -0034.
917.43(c) .....	-0119.
918.7 .....	-0147.
Part 921, subpart B .....	-0121.
Part 923 .....	-0119.
924.6 .....	-0141.
928.3 .....	-0119.
929.10 .....	-0141.
935.9 .....	-0141.
936.8 .....	-0141.
937.8 .....	-0141.
938.8 .....	-0141.
941.11 .....	-0141.
942.8 .....	-0141.
943.10 .....	-0141.
944.9 .....	-0141.
Part 960, subpart B ..	-0174.
Part 970 .....	-0145.
Part 971 .....	-0170.
Part 981 .....	-0144.
<b>50 CFR</b>	
216.22 .....	-0178.
216.23 .....	-0179.
216.24(b) .....	-0083.
216.24(c) .....	-0083.
216.24(d) .....	-0083, -0084, -0099 and -0217.
216.24(e) .....	-0040.
216.31 .....	-0084.
216.33 .....	-0084.
216.45 .....	-0084.
222.11-2 .....	-0078.
222.11-8 .....	-0079.
222.12-7 .....	-0078.
222.12-8 .....	-0078.
222.22 .....	-0230.
222.23 .....	-0084.
227.72 .....	-0230 and -0267.
228.4 .....	-0151.
228.6 .....	-0151.
228.14 .....	-0151.
228.25 .....	-0151.
228.37 .....	-0151.
228.55 .....	-0151.
229.5 .....	-0224.
229.6 .....	-0225.
229.7 .....	-0225.
255.4 .....	-0012.

CFR part or section where the information collection requirement is located	Current OMB control number (all numbers begin with 0648-)	CFR part or section where the information collection requirement is located	Current OMB control number (all numbers begin with 0648-)	CFR part or section where the information collection requirement is located	Current OMB control number (all numbers begin with 0648-)
259.30	-0090.	646.5	-0013 and -0016.	681.24	-0214.
259.35	-0041.	646.6	-0205.	681.25	-0214.
260.103	-0266.	646.10	-0262.	681.30	-0204.
280.10	-0148.	649.4	-0202.	683.4	-0214.
280.50	-0202.	649.5	-0202.	683.9	-0204 and -0214.
280.51	-0239.	649.6	-0202.	683.21	-0204.
280.53	-0040.	650.4	-0202.	683.25	-0204.
282.3	-0218.	650.5	-0202.	683.27	-0214.
282.5	-0218.	650.6	-0202.	683.29	-0214.
285.7	-0202.	650.7	-0018, -0212 and -0229.	685.4	-0214.
285.8	-0202.			685.9	-0204.
285.21	-0202.	650.24	-0202.	685.11	-0214.
285.27	-0247.	650.25	-0202.	685.13	-0214.
285.28	-0202.	650.26	-0202.	685.14	-0214.
285.29	-0239.	650.28	-0202.	685.15	-0204.
285.52	-0202.	651.4	-0202.	685.24	-0214.
285.53	-0168.	651.5	-0202.	695.4	-0205.
285.54	-0239.	651.6	-0202.	695.5	-0016.
285.55	-0239.	651.7	-0018, -0212 and -0229.		
285.201	-0040.				
296.5	-0082.	651.20	-0202.		
299.3	-0228.	651.21	-0202.		
299.4	-0228.	651.22	-0202.		
299.5	-0228.	651.28	-0202.		
380.4	-0194.	651.29	-0202.		
380.5	-0194.	652.4	-0202.		
380.6	-0194.	652.5	-0202.		
380.8	-0194.	652.6	-0212 and -0229.		
380.20	-0194.	652.9	-0202.		
380.24	-0194.	652.20	-0238.		
380.28	-0194.	652.24	-0240.		
601.37	-0192.	653.5	-0013.		
611.3	-0089.	655.4	-0202.		
611.4	-0075.	658.5	-0013.		
611.6	-0075.	661.4	-0222.		
611.8	-0075.	661.20	-0222.		
611.9	-0075.	663.4	-0271.		
611.12	-0075.	663.10	-0203.		
611.50	-0075.	663.11	-0203.		
611.61	-0075.	663.33	-0203.		
611.70	-0075.	669.6	-0205.		
611.80	-0075.	672.4	-0206.		
611.81	-0075.	672.5	-0213.		
611.82	-0075.	672.6	-0206.		
611.90	-0075.	674.4	-0206.		
611.92	-0075.	675.4	-0206.		
611.93	-0075.	675.5	-0213.		
611.94	-0075.	675.6	-0206.		
625.4	-0202.	675.27	-0269.		
625.5	-0202.	676.3	-0206.		
625.6	-0018, -0212 and -0229.	676.4	-0206.		
		676.5	-0206.		
625.20	-0202.	676.13	-0272.		
625.27	-0202.	676.14	-0272.		
628.4	-0202.	676.17	-0272.		
630.4	-0205.	676.20	-0272.		
630.5	-0013 and -0016.	676.21	-0272.		
630.10	-0016.	676.25	-0269.		
630.31	-0277.	677.4	-0206.		
638.4	-0205.	677.6	-0280.		
638.5	-0016.	677.10	-0280.		
638.27	-0016.	678.4	-0205.		
640.4	-0205.	678.5	-0013, -0016 and -0229.		
641.4	-0205.				
641.5	-0013 and -0016.	678.10	-0016.		
642.4	-0205.	680.4	-0204.		
642.5	-0013 and -0016.	680.5	-0214.		
644.24	-0216.	680.10	-0204.		
645.4	-0205.	681.4	-0204.		
645.6	-0205.	681.5	-0214.		
646.4	-0205.	681.10	-0214.		

**50 CFR Chapter II**

**PART 204—[REMOVED]**

2. 50 CFR part 204 is removed.

[FR Doc. 95-18638 Filed 8-1-95; 8:45 am]

BILLING CODE 3510-22-P

**15 CFR Part 905**

[Docket No. 950104002-5188-02; I.D. 061394C]

RIN 0648-AE40

**Use in Enforcement Proceedings of Information Collected by Voluntary Fishery Data Collectors**

AGENCY: National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule.

**SUMMARY:** The Secretary of Commerce (Secretary), through NOAA, publishes this final rule restricting the use of information collected by voluntary fishery data collectors (VFDC). This rule limits the extent to which such information can be used in civil and criminal enforcement proceedings conducted pursuant to the Magnuson Fishery Conservation and Management Act (Magnuson Act), the Endangered Species Act (ESA), and the Marine Mammal Protection Act (MMPA). In implementing these regulations, NOAA seeks to encourage the use of VFDCs by the fishing industry, while protecting the necessary use of observer information by law enforcement personnel.

**EFFECTIVE DATE:** August 2, 1995.

**FOR FURTHER INFORMATION CONTACT:** Joel La Bissonniere, (301) 427-2202.

**SUPPLEMENTARY INFORMATION:** Section 303(f) of the Magnuson Act calls upon