

C. Unfunded Mandates

Under section 202 of the Unfunded Mandates Reform Act of 1995 ("Unfunded Mandates Act"), signed into law on March 22, 1995, EPA must prepare a budgetary impact statement to accompany any proposed or final rule that includes a Federal mandate that may result in estimated costs to State, local, or tribal governments in the aggregate; or to the private sector, of \$100 million or more. Under section 205, EPA must select the most cost-effective and least burdensome alternative that achieves the objectives of the rule and is consistent with statutory requirements. Section 203 requires EPA to establish a plan for informing and advising any small governments that may be significantly or uniquely impacted by the rule.

EPA has determined that the proposed corrections do not include a Federal mandate that may result in estimated costs of \$100 million or more to either State, local, or tribal governments in the aggregate, or to the private sector. This Federal action would impose no new requirements. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, would result from this action.

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Particulate matter, Reporting and recordkeeping requirements.

Dated: November 17, 1997.

Patricia D. Hull,

Acting Regional Administrator, Region VIII.
[FR Doc. 97-32926 Filed 12-16-97; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 63

[AD-FRL-5936-2]

RIN: 2060-AE-83

National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule; Extension of public comment period.

SUMMARY: The EPA is announcing a 30-day extension of the public comment period for the proposed "National Emission Standards for Hazardous Air Pollutants for Pesticide Active

Ingredient Production." As initially published in the **Federal Register** on November 10, 1997 (62 FR 60565), written comments on the proposed rule were to be submitted to the EPA on or before January 9, 1998 (a 60-day public comment period). The public comment period is being extended for 30 days and will now end on February 9, 1998.

DATES: Comments must be received on or before February 9, 1998.

ADDRESSES: Comments should be submitted (in duplicate, if possible) to the Air and Radiation Docket and Information Center (6102), Attention: Docket No. A-95-20, U.S. Environmental Protection Agency, 401 M Street S.W., Washington, DC 20460. The EPA requests that a separate copy also be sent to the contact person listed under the **FOR FURTHER INFORMATION CONTACT** section. Comments and data may also be submitted electronically by following the instructions provided in the **SUPPLEMENTARY INFORMATION** section. No Confidential Business Information (CBI) should be submitted through electronic mail.

FOR FURTHER INFORMATION CONTACT: Mr. Lalit Banker; Organic Chemicals Group, Emission Standards Division (MD-13), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711, telephone number (919) 541-5420.

SUPPLEMENTARY INFORMATION: Electronic Filing. Electronic comments can be sent directly to the EPA at: a-and-r-docket@epamail.epa.gov. Electronic comments and data must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on disks in WordPerfect 5.1 or 6.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket number A-95-20. Electronic comments may be filed online at many Federal Depository Libraries.

Discussion. On November 10, 1997, at 62 FR 60565, the EPA published the proposed National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production and provided a 60-day public comment period. Requests have been received to extend the public comment period beyond the 60 days originally provided. These requests have been made by businesses that will be affected by the rule. Their request for this extension is primarily based on the fact that Thanksgiving and Christmas holidays occur during the comment period which would cause hardship on their ability to provide timely and useful comments. In

consideration of these concerns, the EPA is extending the comment period by 30 days (until February 9, 1998), in order to give all interested persons the opportunity to comment fully.

Dated: December 9, 1997.

Richard D. Wilson,

Acting Assistant Administrator for Air and Radiation.

[FR Doc. 97-32928 Filed 12-16-97; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 660

[Docket No. 971208290-7290-01; I.D. 112097C]

RIN 0648-AK51

Fisheries Off West Coast States and in the Western Pacific; Northern Anchovy Fishery; Control Date

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

ACTION: Advance notice of proposed rulemaking; consideration of a control date.

SUMMARY: The Pacific Fishery Management Council (Council) is developing an amendment to the Northern Anchovy Fishery Management Plan (FMP) that may place small coastal pelagic species under Federal management along with northern anchovy. Proposed management options include limiting effort by controlling the number and/or capacity of vessels harvesting coastal pelagic resources off Washington, Oregon, and California. This notice is intended to notify fishermen that anyone entering the coastal pelagics fishery after November 5, 1997, may not be eligible to continue participating in the fishery under the new amendment.

DATES: Comments must be submitted by January 16, 1998.

ADDRESSES: Submit comments to the Pacific Fishery Management Council, 2130 SW Fifth Avenue, Suite 224, Portland, OR 97201.

FOR FURTHER INFORMATION CONTACT: Mr. James J. Morgan, (562) 980-4036, or Mr. Svein Fougner, Acting Chief, Fisheries Management Division, (562) 980-4034.

SUPPLEMENTARY INFORMATION: The current draft of the amendment to the FMP would add the following species to the management unit: Pacific mackerel

(*Scomber japonicus*), jack mackerel (*Trachurus symmetricus*), Pacific sardine (*Sardinops sagax*), market squid (*Loligo opalescen*), Pacific saury (*Cololabis saira*), and Pacific bonito (*Sarda chiliensis*). One of the management options to be considered in the amendment is controlling fishing effort by limiting the number and/or capacity of vessels harvesting coastal pelagics to levels that are economically efficient. If too many vessels enter a fishery, the profit for each fisherman dwindles, management and enforcement becomes more difficult and costly, the private investment needed by each fisherman to maintain an adequate share of the harvest rises, and the pressure to raise harvest levels increases. To keep harvesting capacity in line with the resources available, various limited access systems will be analyzed.

The first step in evaluating a system by which the number of participants can be limited is to identify the current

participants. Although the decision has not been made on whether vessels, vessel operators, or owners of vessels will be considered "current participants," the Council, at its meeting in Portland, OR, on November 5, 1997, adopted the control date of November 5, 1997, for defining participants in the fishery. Therefore, a fisherman would have to have landed coastal pelagic species on or before November 5, 1997, to be considered a current participant in this fishery. Fishermen are put on notice that anyone entering the coastal pelagics fishery after this date might not be issued a permit to continue participating in the fishery if a limited access option is adopted for coastal pelagic resources. This decision by the Council rescinds the earlier control date for this fishery of November 13, 1991, which was published in the **Federal Register** on January 16, 1992 (57 FR 1899).

The control date does not commit the Council or NMFS to any particular management regime or criteria for entry into the coastal pelagics fishery. Fishermen are not guaranteed future participation in this fishery, regardless of their entry date or intensity of participation before or after the control date. The Council may subsequently choose a different control date or it may choose a management regime that does not make use of such a date. Other qualifying criteria, such as documentation of commercial landings and sales, may be necessary for entry.

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

Dated: December 10, 1997.

Rolland A. Schmitten,

*Assistant Administrator for Fisheries,
National Marine Fisheries Service.*

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