

Dated: June 15, 1999.

R.C. North,

Assistant Commandant for Marine Safety and Environmental Protection.

[FR Doc. 99-15985 Filed 6-18-99; 3:21 pm]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 79

[DA 99-1133]

Closed Captioning and Video Description of Video Programming

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document contains an editorial amendment to the Commission's regulations concerning closed captioning. The amendment eliminates an inadvertent reference to a term used as a trademark.

DATES: Effective June 23, 1999.

FOR FURTHER INFORMATION CONTACT: David S. Senzel, Office of General Counsel (202) 418-1720.

SUPPLEMENTARY INFORMATION: This is the full text of the Order of the Commission's Managing Director, DA 99-1133, adopted on June 8, 1999, and released June 10, 1999.

1. By this order, we correct the language of 47 CFR 79.1, the Commission's closed captioning rule. Paragraph 79.1(e)(3) deals with the acceptability of using a method of captioning referred to in the rule as the "so-called 'electronic newsroom' or ENR technique." The Commission intended by this term to refer to a generic captioning methodology that generates captions using the output of news script computer or teleprompter systems. See Closed Captioning and Video Description of Video Programming, 13 FCC Rcd 19973, 19989 ¶ 32 (1998), 63 FR 55959 (October 20, 1998). While it appears that the terms "electronic newsroom" and "electronic newsroom captioning" are indeed generic terms, it has come to our attention that the rule's reference to "ENR" may be confused with the term "ENR" used by Comprompter, Inc. of La Crosse, Wisconsin as the trademark for one of its products. To eliminate any possible confusion, we will amend the rule accordingly.

2. Accordingly, it is Ordered, Pursuant to the authority delegated under 47 CFR 0.231(b), 47 CFR Part 79 is amended effective June 23, 1999.

List of Subjects in 47 CFR Part 79

Cable television, Closed captioning, Television.

Federal Communications Commission

Mary Beth Richards

Deputy Managing Director

Rule Change

For the reasons discussed in the preamble, Part 79 of the Code of Federal regulations is amended as follows:

PART 79—CLOSED CAPTIONING OF VIDEO PROGRAMMING

1. The authority citation for Part 79 continues to read as follows:

Authority: 47 U.S.C. 613.

2. Section 79.1(e)(3) is revised to read as follows:

§ 79.1 Closed captioning of video programming.

* * * * *

(e)***

(3) Live programming or repeats of programming originally transmitted live that are captioned using the so-called "electronic newsroom technique" will be considered captioned, except that effective January 1, 2000, and thereafter, the major national broadcast television networks (i.e., ABC, CBS, Fox and NBC), affiliates of these networks in the top 25 television markets as defined by Nielsen's Designated Market Areas (DMAs) and national nonbroadcast networks serving at least 50% of all homes subscribing to multichannel video programming services shall not count electronic newsroom captioned programming towards compliance with these rules. The live portions of noncommercial broadcasters' fundraising activities that use automated software to create a continuous captioned message will be considered captioned;

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[FR Doc. 99-15958 Filed 6-22-99; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 981014259-8312-02; I.D. 061699C]

Fisheries of the Northeastern United States; Scup Fishery; Commercial Quota Harvested for Summer Period

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and

Atmospheric Administration (NOAA), Commerce.

ACTION: Commercial quota harvest for Summer period.

SUMMARY: NMFS announces that the scup commercial quota available in the Summer period to the coastal states from Maine to North Carolina has been harvested. Commercial vessels may not land scup in the northeast region for the remainder of the 1999 Summer quota period (through October 31, 1999). Regulations governing the scup fishery require publication of this notification to advise the coastal states from Maine through North Carolina that the quota has been harvested and to advise vessel permit holders and dealer permit holders that no commercial quota is available for landing scup in these states.

DATES: Effective 0001 hours June 28, 1999, through October 31, 1999.

FOR FURTHER INFORMATION CONTACT: Paul H. Jones, Fishery Policy Analyst, (978) 281-9273.

SUPPLEMENTARY INFORMATION: Regulations governing the scup fishery are found at 50 CFR part 648. The regulations require annual specification of a commercial quota that is allocated into three quota periods, based upon percentages of the annual quota. The Summer commercial quota (May through October) is distributed to the coastal states from Maine through North Carolina. The process to set the annual commercial quota and the percent allocated to each state is described in § 648.120.

The initial total commercial quota for scup for the 1999 calendar year was set equal to 2,534,000 lb (1,149,403 kg) (63 FR 72203, December 31, 1998). The Summer period quota, which is equal to 38.95 percent of the annual commercial quota (minus a discard estimate), was set at 986,993 lb (447,692 kg).

Section 648.121 requires the Administrator, Northeast Region, NMFS (Regional Administrator) to monitor the commercial scup quota for each quota period, and based upon dealer reports, state data, and other available information, to determine when the commercial quota has been harvested. The Regional Administrator is further required to publish notification in the Federal Register advising and notifying commercial vessels and dealer permit holders that, effective upon a specific date, the scup commercial quota has been harvested and no commercial quota is available for landing scup for the remainder of the Summer period. The Regional Administrator has determined, based upon dealer reports