

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 64**

[CC Docket No. 92-105; FCC 00-257]

Require 711 Dialing for Nationwide Access to Telecommunications Relay Services; Correction**AGENCY:** Federal Communications Commission.**ACTION:** Correcting amendments.

SUMMARY: This document corrects certain rules of the Federal Communications Commission (Commission) that concern access to telecommunications relay services (TRS). Regulations are corrected to add a definition for "711" telephone service, and to renumber the other definitions in the section. This definition, promulgated in CC Docket No. 92-105, was inadvertently omitted by the conflicting effective dates of amendments promulgated in CC Docket No. 98-67. Regulations are corrected to add a sentence in the undesignated introductory paragraph that was promulgated in CC Docket No. 92-105 but that was inadvertently omitted by the conflicting effective date of amendments promulgated in CC Docket No. 98-67.

DATES: Effective on October 12, 2000.

FOR FURTHER INFORMATION CONTACT: Susan Magnotti, (202) 418-2320 (voice), (202) 418-0484 (TTY), smagnott@fcc.gov, Network Services Division, Common Carrier Bureau.

SUPPLEMENTARY INFORMATION:**Background**

The Commission promulgated new rules to increase the type and quality of telephone relay service available to individuals with hearing and speech disabilities in CC Docket No. 98-67, *Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities*, (released March 6, 2000), 65 FR 38432 (June 18, 2000). Some of these rules were subject to a delayed effective date of December 18, 2000. Shortly after these rules were published, the Commission promulgated new rules to establish "711" as a uniform, abbreviated dialing code for telephone relay service in CC Docket No. 92-105, *The Use of N11 Codes and Other Abbreviated Dialing Arrangements*, (released August 9, 2000), 65 FR 54799 (September 11, 2000). The new "711" rules were not subject to a delayed effective date, and became effective on October 11, 2000.

Need for Correction

Section 64.601's definition for "711" telephone service, added in CC Docket No. 92-105, was omitted by the later effective date of amendments to § 64.601 promulgated in CC Docket No. 98-67. This corrected amendment adds the definition back into the rule and renumbers the definitions (1) through (13) to (2) through (14).

Section 64.603 was amended in CC Docket No. 92-105 to add a sentence in the undesignated introductory paragraph that was omitted by the later effective date of amendments to § 64.603 promulgated in CC Docket No. 98-67. Accordingly, a new third sentence should be added to the undesignated introductory text of § 64.603 as follows: " * * * In addition, each common carrier providing telephone voice transmission services shall provide, not later than October 1, 2001, access via the 711 dialing code to all relay services as a toll free call * * * ."

List of Subjects in 47 CFR Part 64

Communications common carriers, Individuals with disabilities, Relay service, Telecommunications, Telephone.

Federal Communications Commission.

Magalie Roman Salas,
Secretary.

Accordingly, 47 CFR part 64 is corrected by making the following correcting amendments:

PART 64—MISCELLANEOUS RULES RELATING TO COMMON CARRIERS

1. The authority citation for part 64 continues to read as follows:

Authority: 47 U.S.C. 154, 47 U.S.C. 225, 47 U.S.C. 251(e)(1).

2. In § 64.601, redesignate the definitions in paragraphs (1) through (13) as paragraphs (2) through (14) and add new paragraph (1) to read as follows:

§ 64.601 Definitions.

* * * * *

(1) *711.* The abbreviated dialing code for accessing all types of relay services anywhere in the United States.

* * * * *

3. In § 64.603, revise the undesignated introductory text to read as follows:

§ 64.603 Provision of services.

Each common carrier providing telephone voice transmission services shall provide, not later than July 26, 1993, in compliance with the regulations prescribed herein, throughout the area in which it offers

services, telecommunications relay services, individually, through designees, through a competitively selected vendor, or in concert with other carriers. Speech-to-speech relay service and interstate Spanish language relay service shall be provided by March 1, 2001. In addition, each common carrier providing telephone voice transmission services shall provide, not later than October 1, 2002, access via the 711 dialing code to all relay services as a toll free call. A common carrier shall be considered to be in compliance with these regulations:

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[FR Doc. 01-26942 Filed 10-25-01; 8:45 am]

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DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration****50 CFR Part 635**

[I.D. 102201D]

Atlantic Highly Migratory Species Fisheries; Atlantic Bluefin Tuna

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

ACTION: Coastwide General category closure.

SUMMARY: NMFS has determined that the 2001 fishing year Atlantic bluefin tuna (BFT) coastwide General category quota will be attained by October 23, 2001. Therefore, the coastwide General category fishery will be closed effective 11:30 p.m. on October 23, 2001. This action is being taken to prevent overharvest of the adjusted coastwide General category quota of 816.7 metric tons (mt).

DATES: Effective 11:30 p.m. local time on October 23, 2001, through May 31, 2002.

FOR FURTHER INFORMATION CONTACT: Brad McHale or Pat Scida, 978-281-9260.

SUPPLEMENTARY INFORMATION:

Regulations implemented under the authority of the Atlantic Tunas Convention Act (16 U.S.C. 971 *et seq.*) and the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*) governing the harvest of BFT by persons and vessels subject to U.S. jurisdiction are found at 50 CFR part 635. Section 635.27 subdivides the U.S. BFT quota recommended by the International Commission for the Conservation of Atlantic Tunas among the various

domestic fishing categories. The General category landings quota, including time-period subquotas and the New York Bight set-aside, are specified annually as required under § 635.27(a)(1). The 2001 fishing year General category quota and effort control specifications were issued on July 13, 2001 (66 FR 37421, July 18, 2001).

Coastwide General Category Closure

NMFS is required, under § 635.28 (a)(1), to file with the Office of the Federal Register for publication notification of closure when a BFT quota is reached, or is projected to be reached. On and after the effective date and time of such closure notification, for the remainder of the fishing year or for a specified period as indicated in the notification, fishing for, retaining, possessing, or landing BFT under that quota category is prohibited until the opening of the subsequent quota period or until such date as specified in the notification.

The adjusted 2001 fishing year BFT quota specifications issued pursuant to § 635.27 set a coastwide General category quota of 816.7 metric tons (mt) of large medium and giant BFT to be harvested from the regulatory area during the 2001 fishing year. Based on reported landings and effort, NMFS projects that this quota will be reached by October 23, 2001. Therefore, fishing for, retaining, possessing, or landing large medium or giant BFT intended for sale by persons aboard vessels in the General or Charter/Headboat categories must cease at 11:30 p.m. local time October 23, 2001. The intent of this closure is to prevent overharvest of the coastwide quota established for the General category.

General category permit holders may tag and release BFT while the General category is closed, subject to the requirements of the tag-and-release program at § 635.26. Vessels permitted in the Charter/Headboat category that are still eligible for the Angling category trophy fish allowance under § 635.23(c)(1) and (2) may land one large medium or giant BFT prior to May 31, 2002.

Classification

This action is taken under § 635.28(a) and is exempt from review under E.O. 12866.

Authority: 16 U.S.C. 971 *et seq.* and 1801 *et seq.*

Dated: October 22, 2001.

Bruce C. Morehead,
Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.
[FR Doc. 01-26978 Filed 10-23-01; 11:23 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 660

[Docket No. 001215358-0358-01; I.D. 101601A]

Fisheries off West Coast States and in the Western Pacific; Coastal Pelagic Species Fisheries; Reallocation of Pacific Sardine

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

ACTION: Reallocation of Pacific Sardine.

SUMMARY: NMFS announces the reallocation of the remaining Pacific sardine harvest guideline in the exclusive economic zone off the Pacific coast. As of October 3, 2001, 72,306 metric tons (mt) of the 134,737 mt harvest guideline remains unharvested. The Coastal Pelagics Species Fishery Management Plan (FMP) requires that a review of the fishery be conducted 9 months after the beginning of the fishing season and any uncaught portion of the harvest guideline totaled and reallocated, with 50 percent allocated north and 50 percent allocated south of Pt. Piedras Blancas, CA; therefore, 36,153 mt is allocated to each area. The intended effect of this action is to ensure that a sufficient amount of the resource is available to all harvesters on the Pacific coast and to achieve optimum yield.

DATES: Effective October 26, 2001, through December 31, 2001, unless NMFS publishes a superseding document in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: James J. Morgan, Southwest Region, NMFS, 562-980-4036.

SUPPLEMENTARY INFORMATION: On December 27, 2000, NMFS published

notice of a harvest guideline of 134,737 mt for Pacific sardine in the Federal Register (65 FR 81766) for the fishing season January 1, 2001, through December 31, 2001. The harvest guideline was allocated as specified in the FMP, that is, one-third (44,912 mt) for Subarea A, which is north of 35° 40' N. lat. (Pt. Piedras Blancas, California) to the Canadian border; and two-thirds (89,825 mt) for Subarea B, which is south of 35° 40' N. lat. to the Mexican border.

Section 5.2.2 of the FMP requires that a review of the fishery be conducted 9 months after the beginning of the fishing season and any uncaught portion of the harvest guideline totaled and divided equally between Subarea A and Subarea B. At its September 2001 meeting, the Pacific Fishery Management Council (Council) received a report on the sardine fishery from its Coastal Pelagic Species Management Team and heard statements about the harvest of Pacific sardine on the Pacific coast from representatives of California, Oregon, and Washington. Based on this testimony, the Council recommended that NMFS reallocate the remaining portion of the harvest guideline as specified in the FMP. Therefore, the 72,306 mt of the uncaught portion of the harvest guideline is reallocated in the following manner: 36,153 mt north of Pt. Piedras Blancas (Subarea A), and 36,153 mt south of Pt. Piedras Blancas (Subarea B).

Classification

This action is authorized by the FMP in accordance with 50 CFR 660.517 and is exempt from review under Executive Order 12866.

The Assistant Administrator for Fisheries, NOAA (AA) finds for good cause under 5 U.S.C. 553(b)(3)(B) that providing prior notice and an opportunity for public comment on this action is unnecessary and impracticable. It is unnecessary because redistribution of the harvest guideline in this proportion is a ministerial act required by the FMP. It is impracticable because affording prior notice and opportunity for public comment would preclude NMFS from quickly taking action to redistribute the sardine quotas in the north and south areas in order to prevent the quotas in these areas from being exceeded.