

#### IV. Waiver of Proposed Rulemaking and Delay in Effective Date

We ordinarily publish a notice of proposed rulemaking in the **Federal Register** to provide a period for public comment before the provisions of a rule take effect in accordance with section 553(b) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)). However, we can waive the notice and comment procedures if the Secretary finds, for good cause, that the notice and comment process is impracticable, unnecessary or contrary to the public interest, and incorporates a statement of the finding and the reasons therefore in the rule.

Section 553(d) of the APA ordinarily requires a 30-day delay in effective date of final rules after the date of their publication. This 30-day delay in effective date can be waived, however, if an agency finds for good cause that the delay is impracticable, unnecessary, or contrary to the public interest, and the agency incorporates a statement of the findings and its reasons in the rule issued.

This correction notice addresses technical errors and omissions made in FR Doc. 06-9086, entitled "Medicare Program; Revisions to Payment Policies, Five-Year Review of Work Relative Value Units, and changes to the Practice Expense Methodology Under the Physician Fee Schedule, and Other Changes to Payment Under Part B; Revisions to the Payment Policies of Ambulance Services Under the Fee Schedule for Ambulance Services; Ambulance Inflation Factor Update for CY 2007," which appeared in the December 1, 2006 **Federal Register** (71 FR 69624), and is effective January 1, 2007. The provisions of this final rule with comment period have been previously subjected to notice and comment procedures. These corrections are consistent with the discussion and text of the final rule with comment period, and do not make substantive changes to the CY 2007 published rule. As such, this correction notice is intended to ensure the CY 2007 final rule with comment period accurately reflects the policies adopted in that rule. Therefore, we find that undertaking further notice and comment procedures to incorporate these corrections into the final rule with comment is unnecessary and contrary to the public interest.

For the same reasons, we are also waiving the 30-day delay in effective date for this correction notice. We believe that it is in the public interest to ensure that the CY 2007 final rule with comment period accurately states our policies relating to the PFS and

other Part B payment policies. Therefore, delaying the effective date of these corrections beyond the January 1, 2007 effective date of the final rule with comment period would be contrary to the public interest. In so doing, we find good cause to waive the 30-day delay in the effective date.

(Catalog of Federal Domestic Assistance Program No. 93.774, Medicare—Supplementary Medical Insurance Program)

Dated: November 30, 2006.

**Ann C. Agnew,**

*Executive Secretary to the Department.*

[FR Doc. 06-9550 Filed 12-4-06; 9:46 am]

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#### DEPARTMENT OF DEFENSE

##### Defense Acquisition Regulations System

#### 48 CFR Parts 212, 222, and 252

RIN 0750-AF11

##### Defense Federal Acquisition Regulation Supplement; Combating Trafficking in Persons

[DFARS Case 2004-D017]

**AGENCY:** Defense Acquisition Regulations System, Department of Defense (DoD).

**ACTION:** Interim rule; extension of comment period.

**SUMMARY:** DoD is extending the comment period for the interim rule published at 71 FR 62560 on October 26, 2006. The rule amended the Defense Federal Acquisition Regulation Supplement (DFARS) to address the prohibition on DoD contractor activities that support or promote trafficking in persons. The comment period is extended to provide additional time for interested parties to review the DFARS changes.

**DATES:** The ending date for submission of comments is extended to January 25, 2007.

**FOR FURTHER INFORMATION CONTACT:** Ms. Felisha Hitt, Defense Acquisition Regulations System, OUSD (AT&L) DPAP (DARS), IMD 3C132, 3062 Defense Pentagon, Washington, DC 20301-3062. Telephone (703) 602-0310; facsimile (703) 602-0350. Please cite DFARS Case 2004-D017.

**Michele P. Peterson,**

*Editor, Defense Acquisition Regulations System.*

[FR Doc. E6-20891 Filed 12-7-06; 8:45 am]

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#### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

#### 48 CFR Parts 1802, 1805, 1819, 1825, 1827, 1828, and 1852

RIN 2700-31

##### NASA FAR Supplement Administrative Changes

**AGENCY:** National Aeronautics and Space Administration.

**ACTION:** Final rule.

**SUMMARY:** This final rule makes administrative changes to the NASA FAR Supplement (NFS) to update dollar thresholds, correct a document title, and delete an obsolete clause.

**EFFECTIVE DATE:** This rule is effective December 8, 2006.

**FOR FURTHER INFORMATION CONTACT:** Tom O'Toole, NASA, Office of Procurement, Contract Management Division (Suite 5J86); (202) 358-0478; e-mail: [thomas.otoole@nasa.gov](mailto:thomas.otoole@nasa.gov).

##### SUPPLEMENTARY INFORMATION:

###### A. Background

This final rule makes several administrative changes to the NFS. The dollar thresholds in 1805.303(a)(i), 1819.7103, 1819.7219(a)(2), 1825.400(b), and 1828.103-70(a)(2) are revised to reflect the recent FAR changes made by Federal Acquisition Circular 2005-13 to adjust acquisition-related thresholds for inflation, in accordance with 41 U.S.C. 431a as added by section 807 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Pub. L. 108-375).

This rule deletes NFS Subpart 1827.6, Foreign License and Technical Assistance Agreements, and the clause at NFS 1852.227-87, Transfer of Technical Data Under Space Station International Agreements. This subpart and clause were developed for the Space Station Freedom Program, which was cancelled in 1993. In February 2000, the related subject matter was addressed for all NASA programs and projects (including the International Space Station Program) in the clause at 1852.225-70, Export Licenses, and its associated guidance at 1825.1103-70. The subject coverage was thus rendered obsolete, but its deletion was overlooked.

This rule also revises the "Head of the contracting activity" definition in 1802.101 to reflect an organizational change.

This rule corrects the outdated address for the Center for AeroSpace Information in the clauses at 1852.235-70, Center for AeroSpace Information,

and 1852.235-73, Final Scientific and Technical Reports, by deleting the street address and substituting the Internet address.

This is not a significant regulatory action and, therefore, was not subject to review under Section 6(b) of Executive Order 12866, Regulatory Planning and Review, dated September 30, 1993. This interim rule is not a major rule under 5 U.S.C. 804.

#### B. Regulatory Flexibility Act

The Regulatory Flexibility Act does not apply to this final rule. This final rule does not constitute a significant revision within the meaning of FAR 1.501 and Public Law 98-577, and publication for public comment is not required. However, NASA will consider comments from small entities concerning the affected NFS coverage in accordance with 5 U.S.C. 610. Interested parties should cite 5 U.S.C. 601, *et seq.*, in correspondence.

#### C. Paperwork Reduction Act

The Paperwork Reduction Act (Pub. L. 104-13) is not applicable because the NFS changes do not impose information collection requirements that require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

#### List of Subjects in 48 CFR Parts 1802, 1805, 1819, 1825, 1827, 1828, and 1852

Government procurement.

Sheryl Goddard,

Acting Assistant Administrator for Procurement.

■ Accordingly, 48 CFR Parts 1802, 1805, 1819, 1825, 1827, 1828, and 1852 are amended as follows:

■ 1. The authority citation for 48 CFR Parts 1802, 1805, 1819, 1825, 1827, 1828, and 1852 continues to read as follows:

Authority: 42 U.S.C. 2473(c)(1).

#### PART 1802—DEFINITIONS OF WORDS AND TERMS

■ 2. Amend section 1802.101 by removing the words “Assistant Administrator for Management Systems” in the first sentence of the definition of “Head of the contracting activity (HCA)” and adding “Director for Headquarters Operations” in its place.

#### PART 1805—PUBLICIZING CONTRACT ACTIONS

■ 3. Amend section 1805.303 by removing the reference to “\$3 million” in paragraph (a)(i) and adding “\$3.5 million” in its place.

#### PART 1819—SMALL BUSINESS PROGRAMS

- 4. Amend section 1819.7103 by removing the reference to “\$500,000” and adding “\$550,000” in its place.
- 5. Amend section 1819.7219 by removing the reference to “\$500,000” in paragraph (a)(2) and adding “\$550,000” in its place.

#### PART 1825—FOREIGN ACQUISITION

- 6. Amend section 1825.400 by removing the reference to “\$2,500” in paragraph (b) and adding “\$3,000” in its place.

#### PART 1827—PATENTS, DATA, AND COPYRIGHTS

- 7. Remove Subpart 1827.6.

#### PART 1828—BONDS AND INSURANCE

- 8. Amend section 1828.103-70 by removing the reference to “\$25,000” in paragraph (a)(2) and adding “\$30,000” in its place.

#### PART 1852—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

- 9. Remove section 1852.227-87.
- 10. Amend section 1852.235-70 by revising the date of the clause and paragraph (c) to read as follows:

##### 1852.235-70 Center for AeroSpace Information.

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##### Center for Aerospace Information DEC/2006

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(c) Information regarding CASI and the services available can be obtained at the Internet address contained in paragraph (a) of this clause.

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- 11. Amend section 1852.235-73 by revising the date of the clause and paragraph (d) to read as follows:

##### 1852.235-73 Final Scientific and Technical Reports.

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##### Final Scientific and Technical Reports DEC/2006

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(d) In addition to the final report submitted to the Contracting Officer, the Contractor shall concurrently provide to the Center STI/Publication Manager and the NASA Center for AeroSpace Information (CASI) a copy of the letter transmitting the final report to the Contracting Officer. The copy of the letter shall be submitted to CASI at the

address listed at <http://www.sti.nasa.gov> under the “Get Help” link.

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[FR Doc. E6-20783 Filed 12-7-06; 8:45 am]

BILLING CODE 7510-01-P

#### DEPARTMENT OF COMMERCE

#### National Oceanic and Atmospheric Administration

#### 50 CFR Part 648

[Docket No. 050112008-5102-02; I.D.102406B]

#### Fisheries of the Northeastern United States; Atlantic Herring Fishery; Total Allowable Catch Harvested for Management Area 1B

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

ACTION: Temporary rule; closure.

SUMMARY: NMFS announces that 95 percent of the Atlantic herring total allowable catch (TAC) allocated to Management Area 1B (Area 1B) for fishing year 2006 is projected to be harvested by December 8, 2006. Therefore, effective 0001 hours, December 8, 2006, federally permitted vessels may not fish for, catch, possess, transfer or land more than 2,000 lb (907.2 kg) of Atlantic herring in or from Area 1B per trip or calendar day until January 1, 2007, when the 2007 TAC becomes available, except for transiting purposes as described in this document. Regulations governing the Atlantic herring fishery require publication of this notification to advise vessel and dealer permit holders that 95 percent of the Atlantic herring TAC allocated to Area 1B has been harvested, and no TAC is available for the directed fishery for Atlantic herring harvested from Area 1B.

DATES: Effective 0001 hrs local time, December 8, 2006, through 2400 hrs local time, December 31, 2006.

FOR FURTHER INFORMATION CONTACT: Don Frei, Fishery Management Specialist, at (978) 281-9221.

#### SUPPLEMENTARY INFORMATION:

Regulations governing the Atlantic herring fishery are found at 50 CFR part 648. The regulations require annual specification of optimum yield, domestic and foreign fishing, domestic and joint venture processing, and management area TACs. The 2006 TAC allocated to Area 1B for the fishing year (71 FR 10867, March 3, 2006) is 10,000 mt (22,046,226 lb).