

inseason orders of the Fraser River Panel. These orders establish fishing dates, times, and areas for the gear types of U.S. treaty Indian fisheries and for all-citizen fisheries during the period the Panel exercises jurisdiction over these fisheries. Section 300.97(b)(1) specifies a toll-free telephone hotline for NMFS to use to notify the public of orders applicable to all-citizen fisheries. The currently published all-citizen fisheries hotline is 1-800-562-6513. Due to changes in telephone technology, that telephone number is no longer correct.

This action removes that incorrect number and amends the CFR to specify that the correct all-citizen fisheries hotline telephone number is included in the inseason notice procedures section of the annual management measures for West Coast Salmon Fisheries, published in the **Federal Register**. The treaty Indian fisheries hotline is unaffected by this correction.

#### Classification

Pursuant to 5 U.S.C. 553(b)(B), the Assistant Administrator finds good cause to waive prior notice and opportunity for additional public comment for this action because any delay of this action would be contrary to the public interest. As stated above, this rule removes the obsolete telephone number currently published in the CFR, and amends the CFR to specify that the correct hotline telephone number is published annually in the **Federal Register** with the annual management measures for West Coast Salmon. This correction notice will eliminate confusion regarding accessing regulatory information on the Fraser River sockeye salmon fisheries, projected to begin in July. Additionally, pursuant to 5 U.S.C. 553(d), the Assistant Administrator finds good cause to waive the 30-day delay in effective date because a delay in implementing this correction may negatively impact the public's ability to access regulatory measures in a timely manner. No aspect of this action is controversial and no change in operating practices in the fishery is required.

Because prior notice and opportunity for public comment are not required for this rule by 5 U.S.C. 553, or any other law, the analytical requirements of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, are inapplicable.

This final rule is exempt from review under Executive Order 12866.

#### List of Subjects in 50 CFR Part 300

Administrative practice and procedure, Fisheries, Reporting and recordkeeping requirements.

Dated: August 25, 2009.

**John Oliver,**

*Deputy Assistant Administrator For Operations, National Marine Fisheries Service.*

■ For the reasons set forth in the preamble, 50 CFR part 300 is amended as follows:

#### PART 300—INTERNATIONAL FISHERIES REGULATIONS

■ 1. The authority citation for part 300 continues to read as follows:

**Authority:** Pacific Salmon Treaty Act, 16 U.S.C. 3636(b).

■ 2. In § 300.97, paragraph (b)(1) is revised to read as follows:

#### § 300.97 Inseason orders.

\* \* \* \* \*

(b) *Notice of inseason orders.* (1) Official notice of such inseason orders is available from NMFS (for orders applicable to all-citizen fisheries) and from the Northwest Indian Fisheries Commission (for orders applicable to treaty Indian fisheries) through Area Code 206 toll-free telephone hotlines. All-citizen fisheries: the hotline telephone number is published in the inseason notice procedures section of the annual management measures for West Coast Salmon Fisheries, published in the **Federal Register**; Treaty Indian fisheries hotline: 1-800-562-6142.

\* \* \* \* \*

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#### DEPARTMENT OF COMMERCE

#### National Oceanic and Atmospheric Administration

#### 50 CFR Part 648

[Docket No. 090206144-9697-02]

RIN 0648-XQ95

#### Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfer

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

**ACTION:** Temporary rule; inseason quota transfer.

**SUMMARY:** NMFS announces that the Commonwealth of Virginia is transferring commercial bluefish quota

to the State of New York from its 2009 quota. By this action, NMFS adjusts the quotas and announces the revised commercial quota for New York and Virginia.

**DATES:** Effective August 26, 2009 through December 31, 2009.

**FOR FURTHER INFORMATION CONTACT:** Sarah Bland, Fishery Management Specialist, (978) 281-9257.

#### SUPPLEMENTARY INFORMATION:

Regulations governing the Atlantic bluefish fishery are found at 50 CFR part 648. The regulations require annual specification of a commercial quota that is apportioned among the coastal states from Florida through Maine. The process to set the annual commercial quota and the percent allocated to each state is described in § 648.160.

Two or more states, under mutual agreement and with the concurrence of the Administrator, Northeast Region, NMFS (Regional Administrator), can transfer or combine bluefish commercial quota under § 648.160(f). The Regional Administrator is required to consider the criteria set forth in § 648.160(f)(1) in the evaluation of requests for quota transfers or combinations.

Virginia has agreed to transfer 150,000 lb (68,039 kg) of its 2009 commercial quota to New York. The Regional Administrator has determined that the criteria set forth in § 648.160(f)(1) have been met. The revised bluefish quotas for calendar year 2009 are: New York, 1,126,384 lb (510,919 kg); and Virginia, 1,005,945 lb (456,289 kg).

#### Classification

This action is taken under 50 CFR part 648 and is exempt from review under Executive Order 12866.

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

Dated: August 26, 2009.

**Emily H. Menashes,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

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