



# FEDERAL REGISTER

---

Vol. 78

Thursday,

No. 201

October 17, 2013

Pages 62329–62334

OFFICE OF THE FEDERAL REGISTER



The **FEDERAL REGISTER** (ISSN 0097-6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see [www.ofr.gov](http://www.ofr.gov).

The seal of the National Archives and Records Administration authenticates the **Federal Register** as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the **Federal Register** shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge at [www.fdsys.gov](http://www.fdsys.gov), a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6:00 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, 1 (January 2, 1994) forward. For more information, contact the GPO Customer Contact Center, U.S. Government Printing Office. Phone 202-512-1800 or 866-512-1800 (toll free). E-mail, [gpo@custhelp.com](mailto:gpo@custhelp.com).

The annual subscription price for the **Federal Register** paper edition is \$749 plus postage, or \$808, plus postage, for a combined **Federal Register**, **Federal Register** Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the **Federal Register** including the **Federal Register** Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily **Federal Register**, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see [bookstore.gpo.gov](http://bookstore.gpo.gov).

There are no restrictions on the republication of material appearing in the **Federal Register**.

**How To Cite This Publication:** Use the volume number and the page number. Example: 77 FR 12345.

**Postmaster:** Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington, DC 20402, along with the entire mailing label from the last issue received.

## SUBSCRIPTIONS AND COPIES

### PUBLIC

#### Subscriptions:

Paper or fiche 202-512-1800  
Assistance with public subscriptions 202-512-1806

**General online information** 202-512-1530; 1-888-293-6498

#### Single copies/back copies:

Paper or fiche 202-512-1800  
Assistance with public single copies 1-866-512-1800  
(Toll-Free)

### FEDERAL AGENCIES

#### Subscriptions:

Paper or fiche 202-741-6005  
Assistance with Federal agency subscriptions 202-741-6005

### FEDERAL REGISTER WORKSHOP

#### THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

**FOR:** Any person who uses the Federal Register and Code of Federal Regulations.

**WHO:** Sponsored by the Office of the Federal Register.

**WHAT:** Free public briefings (approximately 3 hours) to present:

1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
2. The relationship between the Federal Register and Code of Federal Regulations.
3. The important elements of typical Federal Register documents.
4. An introduction to the finding aids of the FR/CFR system.

**WHY:** To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

**WHEN:** Tuesday, October 22, 2013  
9 a.m.-12:30 p.m.

**WHERE:** Office of the Federal Register  
Conference Room, Suite 700  
800 North Capitol Street, NW.  
Washington, DC 20002

**RESERVATIONS:** (202) 741-6008



---

# Contents

**Federal Register**

Vol. 78, No. 201

Thursday, October 17, 2013

---

## **Coast Guard**

### **RULES**

Special Local Regulations:

Tennessee River, Miles 255.0 to 256.5, Florence, AL,  
62329–62331

## **Commerce Department**

*See* National Oceanic and Atmospheric Administration

## **Federal Reserve System**

### **NOTICES**

Changes in Bank Control:

Acquisitions of Shares of a Bank or Bank Holding  
Company, 62333

## **Homeland Security Department**

*See* Coast Guard

## **National Oceanic and Atmospheric Administration**

### **RULES**

Fisheries of the Northeastern United States:

Atlantic Herring Fishery; Sub-Annual Catch Limit  
Harvested for Management Area 1A; Closure, 62331–  
62332

---

## **Reader Aids**

Consult the Reader Aids section at the end of this page for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to <http://listserv.access.gpo.gov> and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

**CFR PARTS AFFECTED IN THIS ISSUE**

---

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

<b>33 CFR</b>	
100.....	62329
<b>50 CFR</b>	
648.....	62331

# Rules and Regulations

Federal Register

Vol. 78, No. 201

Thursday, October 17, 2013

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each week.

## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 100

[USCG–2013–0753]

RIN 1625-AA08

#### Special Local Regulation; Tennessee River, Miles 255.0 to 256.5, Florence, AL

**AGENCY:** Coast Guard, DHS.

**ACTION:** Temporary final rule.

**SUMMARY:** The Coast Guard is establishing a temporary special local regulation for the waters of the Tennessee River beginning at mile marker 255.0 and ending at mile marker 256.5, extending bank to bank. This zone is necessary to protect participants of the Shoals Dragonboat Race. Entry into this area is prohibited unless specifically authorized by the Captain of the Port (COTP) Ohio Valley or designated representative.

**DATES:** This rule is effective and enforceable from 8:00 a.m. to 5:00 p.m. October 19, 2013.

**ADDRESSES:** Documents mentioned in this preamble are part of docket [USCG–2013–0753]. To view documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov>, type the docket number in the “SEARCH” box and click “SEARCH.” Click on Open Docket Folder on the line associated with this rulemaking. You may also visit the Docket Management Facility in Room W12–140 on the ground floor of the Department of Transportation West Building, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this temporary

rule, call Petty Officer James Alter, Marine Safety Detachment Nashville, at (615) 736–5421 or email at [james.r.alter@uscg.mil](mailto:james.r.alter@uscg.mil). If you have questions on viewing or submitting material to the docket, call Barbara Hairston, Program Manager, Docket Operations, telephone (202) 366–9826.

#### SUPPLEMENTARY INFORMATION:

##### Table of Acronyms

BNM Broadcast Notices to Mariners  
COTP Captain of the Port  
DHS Department of Homeland Security  
FR Federal Register  
NPRM Notice of Proposed Rulemaking

#### A. Regulatory History and Information

The Coast Guard is issuing this temporary final rule without prior notice and opportunity to comment pursuant to authority under section 4(a) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)). This provision authorizes an agency to issue a rule without prior notice and opportunity to comment when the agency for good cause finds that those procedures are “impracticable, unnecessary, or contrary to the public interest.” Under 5 U.S.C. 553(b)(3)(B), the Coast Guard finds that good cause exists for not publishing a notice of proposed rulemaking (NPRM) with respect to this rule. The Coast Guard received notice on August 5, 2013 that the Shoals Dragonboat Race is planned to take place on October 19, 2013 on the Tennessee River between miles 255.0 to 256.5. Publishing a NPRM for this regulation is contrary to the public interest. A special local regulation is necessary to protect the participants and control vessel traffic during this rowing event on the Tennessee River, and publishing an NPRM would unnecessarily delay the regulation’s effective date. Further, the Coast Guard will provide notice of this regulation to the public through broadcast advisories, as well as the presence of on-scene Coast Guard personnel to patrol the regulated area.

For the same reasons, under 5 U.S.C. 553(d)(3), the Coast Guard finds that good cause exists for making this rule effective less than 30 days after publication in the **Federal Register**. Providing a full 30 days notice and delaying the effective date for this special local regulation is contrary to the public interest because immediate action is necessary to protect event participants from the possible marine

hazards present during this rowing event.

#### B. Basis and Purpose

The Shoals Dragonboat Race takes place on the Tennessee River from mile markers 255.0 to 256.5, and will feature approximately 900 participants. This crowding of the waterway presents safety hazards to the participants, as well as to spectators and other vessels in the area. The Coast Guard therefore determined that a temporary special local regulation is needed to protect the safety of these waterway users. The legal basis and authorities for this rulemaking establishing a special local regulation are found in 33 U.S.C. 1233, which authorize the Coast Guard to establish and define special local regulations.

#### C. Discussion of the Final Rule

The COTP Ohio Valley is establishing a special local regulation for the waters of the Tennessee River, beginning at mile marker 255.0 and ending at 256.5, during the Shoals Dragonboat Race. During this event, vessels shall not enter into, depart from, or move within the area of this special local regulation without permission from the COTP Ohio Valley or his authorized representative. Persons or vessels requiring entry into or passage through the special local regulation must request permission from the COTP Ohio Valley, or a designated representative. They may be contacted on VHF–FM Channel 13 or 16, or through Coast Guard Sector Ohio Valley at 1–800–253–7465. This rule is effective from 8:00 a.m. to 5:00 p.m. October 19, 2013. The COTP Ohio Valley will inform the public through broadcast notices to mariners of the enforcement period for the special local regulation as well as any changes in the planned schedule.

#### D. Regulatory Analyses

We developed this rule after considering numerous statutes and executive orders related to rulemaking. Below we summarize our analyses based on a number of these statutes or executive orders.

##### 1. Regulatory Planning and Review

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866, Regulatory Planning and Review, as supplemented by Executive Order 13563, Improving Regulation and Regulatory Review, and

does not require an assessment of potential costs and benefits under section 6(a)(3) of Executive Order 12866 or under section 1 of Executive Order 13563. The Office of Management and Budget has not reviewed it under that Order.

This special local regulation restricts transit on the Tennessee River from mile marker 255.0 through 256.5 and covers a period of nine hours, from 8:00 a.m. to 5:00 p.m. on October 19, 2013. Due to its short duration and limited scope, it does not pose a significant regulatory impact. Broadcast Notices to Mariners (BNM) will also inform the community of this special local regulation so that they may plan accordingly for this short restriction on transit. Vessel traffic may request permission from the COTP Ohio Valley or a designated representative to enter the restricted area.

## 2. Impact on Small Entities

The Regulatory Flexibility Act of 1980 (RFA), 5 U.S.C. 601–612, as amended, requires federal agencies to consider the potential impact of regulations on small entities during rulemaking. The term “small entities” comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. The Coast Guard certifies under 5 U.S.C. 605(b) that this rule will not have a significant economic impact on a substantial number of small entities.

This rule will affect the following entities, some of which may be small entities: The owners or operators of vessels intending to transit mile marker 255.0 to 256.5 on the Tennessee River, from 8:00 a.m. to 5:00 p.m. on October 19, 2013. The special local regulation will not have a significant economic impact on a substantial number of small entities because this rule will be in effect for a short period of time. BNMs will also inform the community of this special local regulation so that they may plan accordingly for this short restriction on transit. Vessel traffic may request permission from the COTP Ohio Valley or a designated representative to enter the restricted area.

## 3. Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this rule. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person

listed in the **FOR FURTHER INFORMATION CONTACT**, above.

Small businesses may send comments on the actions of Federal employees who enforce, or otherwise determine compliance with, Federal regulations to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards. The Ombudsman evaluates these actions annually and rates each agency’s responsiveness to small business. If you wish to comment on actions by employees of the Coast Guard, call 1–888–REG–FAIR (1–888–734–3247). The Coast Guard will not retaliate against small entities that question or complain about this rule or any policy or action of the Coast Guard.

## 4. Collection of Information

This rule will not call for a new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

## 5. Federalism

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this rule under that Order and determined that this rule does not have implications for federalism.

## 6. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

## 7. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of \$100,000,000 (adjusted for inflation) or more in any one year. Though this rule will not result in such expenditure, we do discuss the effects of this rule elsewhere in this preamble.

## 8. Taking of Private Property

This rule will not cause a taking of private property or otherwise have

taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

## 9. Civil Justice Reform

This rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

## 10. Protection of Children

We have analyzed this rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not create an environmental risk to health or risk to safety that may disproportionately affect children.

## 11. Indian Tribal Governments

This rule does not have tribal implications under Executive Order 13175, Consultation and Coordination With Indian Tribal Governments, because it does not have a substantial direct effect on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

## 12. Energy Effects

This action is not a “significant energy action” under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use.

## 13. Technical Standards

This rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

## 14. Environment

We have analyzed this rule under Department of Homeland Security Management Directive 023–01 and Commandant Instruction M16475.ID, which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321–4370f), and have concluded this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This rule involves establishing a temporary special local regulation to protect the participants in the Shoals Dragonboat Race on the Tennessee River from mile markers 255.0 to 256.5 for a nine hour period on one day. This rule is categorically excluded, under figure 2–1, paragraph

(34)(h), of the Instruction. An environmental analysis was performed during the marine event permit process for the rowing event and a checklist and a categorical exclusion determination are not required for this special local regulation.

#### List of Subjects in 33 CFR Part 100

Marine safety, Navigation (water), Reporting and recordkeeping requirements, Waterways.

For the reasons discussed in the preamble, the U.S. Coast Guard amends 33 CFR Part 100 as follows:

#### PART 100—SAFETY OF LIFE ON NAVIGABLE WATERS

■ 1. The authority citation for Part 100 continues to read as follows:

**Authority:** 33 U.S.C. 1233.

■ 2. A new temporary § 100.T08–0753 is added to read as follows:

#### § 100.T08–0753 Special Local Regulation; Tennessee River, Miles 255.0 to 256.5, Florence, AL.

(a) *Location.* The following area is a special local regulation: All waters of the Tennessee River, beginning at mile marker 255.0 and ending at mile marker 256.5.

(b) *Effective date.* This section is effective and enforceable from 8:00 a.m. to 5:00 p.m. on October 19, 2013.

(c) *Regulations.* (1) In accordance with the general regulations in § 100.35 of this part, entry into this area is prohibited unless authorized by the Captain of the Port Ohio Valley or a designated representative.

(2) Persons or vessels requiring entry into or passage through the area must request permission from the Captain of the Port Ohio Valley or a designated representative. U.S. Coast Guard Sector Ohio Valley may be contacted on VHF Channel 13 or 16, or at 1–800–253–7465.

(3) All persons and vessels shall comply with the instructions of the Captain of the Port Ohio Valley and designated U.S. Coast Guard patrol personnel. On-scene U.S. Coast Guard patrol personnel include commissioned, warrant, and petty officers of the U.S. Coast Guard.

(d) *Informational broadcasts.* The Captain of the Port Ohio Valley or a designated representative will inform the public through broadcast notice to mariners when the special local regulation has been established and if there are changes to the enforcement period for this special local regulation.

Dated: September 20, 2013.

**R.V. Timme,**

*Captain, U.S. Coast Guard, Captain of the Port Ohio Valley.*

[FR Doc. 2013–24473 Filed 10–16–13; 8:45 am]

**BILLING CODE 9110–04–P**

#### DEPARTMENT OF COMMERCE

#### National Oceanic and Atmospheric Administration

#### 50 CFR Part 648

[Docket No. 130408348–3835–02]

RIN 0648–XC903

#### Fisheries of the Northeastern United States; Atlantic Herring Fishery; Sub-Annual Catch Limit (ACL) Harvested for Management Area 1A

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

**ACTION:** Temporary rule; closure.

**SUMMARY:** NMFS is closing the directed herring fishery in management area 1A, because it projects that 92 percent of the catch limit for that area will have been caught by the effective date. Effective 0001 hr, October 15, 2013, federally permitted vessels may not fish for, catch, possess, transfer, or land more than 2,000 lb (907.2 kg) of Atlantic herring (herring) per trip or calendar day in or from Management Area 1A until June 1, 2014, when the 2014 allocation for Area 1A becomes available. Vessels that have entered port before 0001 hr on October 15, 2013, may possess, offload, and sell more than 2,000 lb of herring from Area 1A, from that trip, after the closure. Also effective 0001 hr, October 15, 2013, federally permitted dealers may not receive more than 2,000 lb (907.2 kg) of herring caught within Management Area 1A per trip or calendar day, unless it is from a trip landed by a vessel that entered port before 0001 hr on October 15, 2013.

**DATES:** This rule is effective 0001 hr local time, October 15, 2013, through December 31, 2013.

**FOR FURTHER INFORMATION CONTACT:** Christopher Biegel, Fishery Management Specialist, (978) 281–9112.

**SUPPLEMENTARY INFORMATION:** The reader can find regulations governing the herring fishery at 50 CFR part 648. The regulations require annual specification of the overfishing limit, acceptable biological catch, annual catch limit (ACL), optimum yield, domestic harvest and processing, U.S. at-sea processing,

border transfer, and sub-ACLs for each management area. The 2013 Domestic Annual Harvest is 107,800 metric tons (mt); the 2013 sub-ACL allocated to Area 1A is 29,775 mt, and 0 mt of the sub-ACL is set aside for research (78 FR 61828, October 4, 2013). For management Area 1A, the catch of sub-ACL is currently allocated over two seasons, the first from January 1 through May 31, and the second from June 1 through December 31. Because of this season, the herring fishery in Area 1A would re-open after the closure on June 1, 2014.

The regulations at § 648.201 require that when the Administrator, Northeast Region, NMFS (Regional Administrator) projects herring catch will reach 92 percent of the sub-ACL allocated in any of the four management areas designated in the Atlantic Herring Fishery Management Plan (FMP), NMFS will prohibit herring vessel permit holders from fishing for, catching, possessing, transferring, or landing more than 2,000 lb (907.2 kg) of herring per trip or calendar day in or from the specified management area for the remainder of the closure period. The Regional Administrator monitors the herring fishery catch in each of the management areas based upon dealer reports, state data, and other available information. NMFS publishes notification in the **Federal Register** of the date that the catch is projected to reach 92 percent of the management area sub-ACL and closure of the management area for the remainder of the closure period. Vessels that have entered port before the closure date may offload and sell more than 2,000 lb (907.2 kg) of herring from Area 1A, from that trip. During the closure, vessels may transit Area 1A with more than 2,000 lb (907.2 kg) of herring on board only under the conditions specified below.

The Regional Administrator has determined, based on dealer reports and other available information, that the herring fleet will have caught 92 percent of the total herring sub-ACL allocated to Area 1 for the season (June 1 through December 31) by the effective date. Therefore, effective 0001 hr local time, October 15, 2013, federally permitted vessels may not fish for, catch, possess, transfer, or land more than 2,000 lb (907.2 kg) of herring per trip or calendar day, in or from Area 1A through December 31, 2013, except that vessels that have entered port before 0001 hr on October 15, 2013, may offload and sell more than 2,000 lb (907.2 kg) of herring from Area 1A, from that trip after the closure. During the closure, a vessel may transit through Area 1A with more

than 2,000 lb (907.2 kg) of herring on board, provided the vessel did not catch the herring in Area 1A and stows all fishing gear aboard, making it unavailable for immediate use as required by § 648.23(b). Effective 0001 hr, October 15, 2013, NMFS also advises federally permitted dealers that they may not receive herring from federally permitted herring vessels that harvest more than 2,000 lb (907.2 kg) of herring from Area 1A through 2400 hr local time, December 31, 2013, unless it is from a trip landed by a vessel that entered port before 0001 hr on October 15, 2013.

**Classification**

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

NMFS finds good cause pursuant to 5 U.S.C. 553(b)(B) to waive prior notice and the opportunity for public comment because it would be contrary to the public interest and impracticable. This action closes the herring fishery for Management Area 1A until January 1, 2014, under current regulations. The regulations at § 648.201(a) require such action to ensure that herring vessels do not exceed the 2013 sub-ACL allocated to Area 1A. The herring fishery opened for the 2013 fishing year on January 1, 2013. Data indicating the herring fleet will have landed at least 92 percent of the 2013 sub-ACL allocated to Area 1A have only recently become available. If implementation of this closure is delayed to solicit prior public comment, the sub-ACL for Area 1A for this fishing year may be exceeded, thereby

undermining the conservation objectives of the FMP. If sub-ACLs are exceeded, the excess must also be deducted from a future sub-ACL and would reduce future fishing opportunities. NMFS further finds, pursuant to 5 U.S.C 553(d)(3), good cause to waive the 30-day delayed effectiveness period for the reasons stated above.

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

Dated: October 11, 2013.

**Samuel D. Rauch III,**

*Deputy Assistant Administrator for Regulatory Programs, performing the functions and duties of the Assistant Administrator for Fisheries, National Marine Fisheries Service.*

[FR Doc. 2013-24475 Filed 10-11-13; 4:15 pm]

**BILLING CODE 3510-22-P**

# Notices

Federal Register

Vol. 78, No. 201

Thursday, October 17, 2013

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

---

## FEDERAL RESERVE SYSTEM

### Change in Bank Control Notices; Acquisitions of Shares of a Bank or Bank Holding Company

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire shares of a bank or bank holding company. The factors that are considered in acting on the

notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than October 31, 2013.

A Federal Reserve Bank of Minneapolis (Jacqueline G. King, Community Affairs Officer) 90 Hennepin Avenue, Minneapolis, Minnesota 55480-0291:

1. *Karen Neidhardt*, Tampa, Florida, individually and as trustee, to retain shares and thereby control Jorgenson Holding Company, Inc., Kenmare, North Dakota, and thereby retain control of State Bank and Trust of Kenmare, Kenmare, North Dakota, and The

Citizens State Bank at Mohall, Mohall, North Dakota. In addition, Ann Lenore Musser Irrevocable Trust, Kenmare, North Dakota Karen Neidhardt, trustee and Jane Ellen Neidhardt Irrevocable Trust, Kenmare, North Dakota to retain shares of Jorgenson Holding Company and thereby join the Jorgenson family group that controls Jorgenson Holding Company.

2. *Karen Neidhardt*, Tampa, Florida; to retain shares of Jorgenson Williston Holding Company, Inc., Kenmare, North Dakota, and thereby indirectly retain control of First National Bank and Trust Company of Williston, Williston, North Dakota.

Board of Governors of the Federal Reserve System, October 11, 2013.

**Michael J. Lewandowski**,

*Associate Secretary of the Board.*

[FR Doc. 2013-24477 Filed 10-16-13; 8:45 am]

**BILLING CODE 6210-01-P**

# Reader Aids

## Federal Register

Vol. 78, No. 201

Thursday, October 17, 2013

### CUSTOMER SERVICE AND INFORMATION

<b>Federal Register/Code of Federal Regulations</b>	
General Information, indexes and other finding aids	<b>202-741-6000</b>
<b>Laws</b>	<b>741-6000</b>
<b>Presidential Documents</b>	
Executive orders and proclamations	<b>741-6000</b>
<b>The United States Government Manual</b>	<b>741-6000</b>
<b>Other Services</b>	
Electronic and on-line services (voice)	<b>741-6020</b>
Privacy Act Compilation	<b>741-6064</b>
Public Laws Update Service (numbers, dates, etc.)	<b>741-6043</b>
TTY for the deaf-and-hard-of-hearing	<b>741-6086</b>

### ELECTRONIC RESEARCH

#### World Wide Web

Full text of the daily Federal Register, CFR and other publications is located at: [www.fdsys.gov](http://www.fdsys.gov).

Federal Register information and research tools, including Public Inspection List, indexes, and links to GPO Access are located at: [www.ofr.gov](http://www.ofr.gov).

#### E-mail

**FEDREGTOC-L** (Federal Register Table of Contents LISTSERV) is an open e-mail service that provides subscribers with a digital form of the Federal Register Table of Contents. The digital form of the Federal Register Table of Contents includes HTML and PDF links to the full text of each document.

To join or leave, go to <http://listserv.access.gpo.gov> and select *Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings)*; then follow the instructions.

**PENS** (Public Law Electronic Notification Service) is an e-mail service that notifies subscribers of recently enacted laws.

To subscribe, go to <http://listserv.gsa.gov/archives/publaws-l.html> and select *Join or leave the list (or change settings)*; then follow the instructions.

**FEDREGTOC-L** and **PENS** are mailing lists only. We cannot respond to specific inquiries.

**Reference questions.** Send questions and comments about the Federal Register system to: [fedreg.info@nara.gov](mailto:fedreg.info@nara.gov)

The Federal Register staff cannot interpret specific documents or regulations.

**Reminders.** Effective January 1, 2009, the Reminders, including Rules Going Into Effect and Comments Due Next Week, no longer appear in the Reader Aids section of the Federal Register. This information can be found online at <http://www.regulations.gov>.

**CFR Checklist.** Effective January 1, 2009, the CFR Checklist no longer appears in the Federal Register. This information can be found online at <http://bookstore.gpo.gov/>.

### FEDERAL REGISTER PAGES AND DATE, OCTOBER

60177-60652	1
60653-61152	2
61153-61802	3
61803-61936	4
61937-61948	7
61949-61982	8
61983-61988	9
61989-62004	10
62005-62292	11
62293-62304	15
62305-62328	16
62329-62334	17

### CFR PARTS AFFECTED DURING OCTOBER

At the end of each month the Office of the Federal Register publishes separately a List of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

<b>1 CFR</b>		60807, 61220
71	.....	60235, 60236, 60237
73	.....	60238
<b>Proposed Rules:</b>		
51	.....	60784
<b>3 CFR</b>		
<b>Proclamations:</b>		
9024	.....	60177
9025	.....	60179
9026	.....	61151
9027	.....	61803
9028	.....	61805
9029	.....	61807
9030	.....	61809
9031	.....	61811
9032	.....	61813
9033	.....	61815
9034	.....	62305
9035	.....	62307
9036	.....	62309
9037	.....	62311
9038	.....	62313
9039	.....	62315
<b>Executive Orders</b>		
13652	.....	61817
<b>5 CFR</b>		
532	.....	60181, 60182
890	.....	60653
2641	.....	61153
<b>7 CFR</b>		
205	.....	61154
<b>12 CFR</b>		
3	.....	62018
5	.....	62018
6	.....	62018
165	.....	62018
167	.....	62018
208	.....	62018
217	.....	62018
225	.....	62018
1002	.....	60382
1024	.....	60382
1026	.....	60382
<b>13 CFR</b>		
121	.....	61114
124	.....	61114
125	.....	61114
126	.....	61114
127	.....	61114
<b>14 CFR</b>		
39	.....	60182, 60185, 60186, 60188, 60656, 60658, 60660, 60667, 60670, 60673, 60676, 60679, 60681, 61161, 61164, 61168, 61171, 61173, 61177
71	.....	60683, 61179
<b>Proposed Rules:</b>		
39	.....	60798, 60800, 60804,
<b>15 CFR</b>		
730	.....	61744
732	.....	61744
734	.....	61744, 61874
736	.....	61744
738	.....	61744, 61874
740	.....	61744, 61874
742	.....	61744, 61874
743	.....	61744
744	.....	61744
746	.....	61744
748	.....	61744, 61874
750	.....	61744, 61874
756	.....	61744
758	.....	61744
762	.....	61744
764	.....	61744
770	.....	61744
772	.....	61744, 61874
774	.....	61744, 61874
<b>17 CFR</b>		
232	.....	60684
<b>Proposed Rules:</b>		
229	.....	60560
230	.....	61222
239	.....	61222
249	.....	60560
<b>19 CFR</b>		
10	.....	60191
24	.....	60191
162	.....	60191
163	.....	60191
178	.....	60191
<b>Proposed Rules:</b>		
351	.....	60240
<b>20 CFR</b>		
718	.....	60686
725	.....	60686
<b>21 CFR</b>		
<b>Proposed Rules:</b>		
1308	.....	61991
<b>22 CFR</b>		
120	.....	61750
121	.....	61750
123	.....	61750
126	.....	61750
<b>24 CFR</b>		
3282	.....	60193
<b>27 CFR</b>		
9	.....	60686, 60690, 60693
<b>29 CFR</b>		
552	.....	60454

<b>30 CFR</b>	81.....60704	<b>47 CFR</b>	384.....60226
250.....60208	180.....60707, 60709, 60715, 60720	87.....61203	385.....60226
<b>31 CFR</b>	300.....60721	<b>Proposed Rules:</b>	386.....60226
Ch. 11.....60695	<b>Proposed Rules:</b>	64.....61250	387.....60226
<b>33 CFR</b>	300.....60809	73.....61251	392.....60226
100.....62329	<b>42 CFR</b>	<b>49 CFR</b>	<b>Proposed Rules:</b>
117.....61180	412.....61191, 61197	107.....60726, 60745	Ch. VI.....61251
165.....60216, 60218, 60220, 60222, 60698, 61183, 61185, 61937, 62293	413.....61202	109.....60755	<b>50 CFR</b>
<b>Proposed Rules:</b>	424.....61202	130.....60745	17.....60608, 60766, 61004, 61208, 61452, 61506
165.....61223	482.....61197	171.....60745	229.....61821
<b>37 CFR</b>	485.....61197	172.....60745	622.....61826, 61827, 61939, 61989
Ch. I.....61185	489.....61197	173.....60745, 60763, 60766	648.....61828, 61838, 62331
<b>40 CFR</b>	<b>Proposed Rules:</b>	174.....60745	679.....61990, 62005
49.....60700	121.....60810	177.....60745	<b>Proposed Rules:</b>
52.....60225, 60704, 61188	<b>44 CFR</b>	178.....60745	17.....60813, 61046, 61082, 61273, 61293, 61622, 61764
	<b>Proposed Rules:</b>	179.....60745	
	206.....61227	180.....60745	
		350.....60226	
		381.....60226	
		383.....60226	

---

---

**LIST OF PUBLIC LAWS**

---

**Note:** No public bills which have become law were received by the Office of the Federal Register for inclusion

in today's **List of Public Laws**

Last List September 23, 2013

---

---

**Public Laws Electronic Notification Service (PENS)**

---

**PENS** is a free electronic mail notification service of newly

enacted public laws. To subscribe, go to <http://listserv.gsa.gov/archives/publaws-l.html>

**Note:** This service is strictly for E-mail notification of new laws. The text of laws is not available through this service. **PENS** cannot respond to specific inquiries sent to this address.