

environmental effects of their programs, policies, and activities on minority populations and low-income populations in the United States.

EPA has determined that this rule will not have disproportionately high and adverse human health or environmental effects on minority or low-income populations because it does not affect the level of protection provided to human health or the environment. This rulemaking does not involve human health or environmental effects.

#### K. Congressional Review Act

The Congressional Review Act, 5 U.S.C 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. Section 804 exempts from section 801 the following types of rules—(1) rules of particular applicability; (2) rules relating to agency management or personnel; and (3) rules of agency organization, procedure, or practice that do not substantially affect the rights or obligations of non-agency parties. EPA is not required to submit a rule report regarding today's action under section 801 because this is a rule of agency organization, procedure, or practice that does not substantially affect the rights or obligations of non-agency parties.

#### List of Subjects in 48 CFR Parts 1509, 1527, and 1552

Government procurement.

Dated: December 1, 2014.

**John R. Bashista,**

*Director, Office of Acquisition Management.*

Therefore, 48 CFR Chapter 15 is amended as set forth below:

#### PART 1509—CONTRACTOR QUALIFICATIONS

■ 1. The authority citation for part 1509 continues to read as follows:

**Authority:** Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c).

■ 2. Section 1509.507–2 is amended by revising paragraphs (a) and (b) and in paragraph (c) introductory text by removing the term “simplified acquisition procedures” and adding in its place “simplified acquisitions”.

The revisions read as follows:

#### 1509.507–2 Contract clause.

(a) The Contracting Officer shall include the clause at 1552.209–71, in all Superfund contracts in excess of the

simplified acquisition threshold and, as appropriate, in simplified acquisitions for Superfund work. Contracts for other than Superfund work shall include Alternate I in this clause in lieu of paragraph (e).

(b) The Contracting Officer shall include the clause at 1552.209–73, in all solicitations and contracts for Superfund work in excess of the simplified acquisition threshold and, as appropriate, in simplified acquisitions for Superfund work. Contracts for other than Superfund work shall include Alternate I in this clause in lieu of paragraph (d).

\* \* \* \* \*

#### PART 1527—PATENTS, DATA, AND COPYRIGHTS

■ 3. The authority citation for part 1527 continues to read as follows:

**Authority:** Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c).

■ 4. Revise section 1527.409 to read as follows:

#### 1527.409 Solicitation provisions and contract clauses.

The Contracting Officer shall insert the clause in 1552.227–76 in all Superfund solicitations and contracts in excess of the simplified acquisition threshold and, as appropriate, in simplified acquisitions for Superfund work. The clause may be used in other contracts if considered necessary by the Contracting Officer. Contracts for other than Superfund work shall include Alternate I in this clause in lieu of paragraph (d).

#### PART 1552—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

■ 5. The authority citation for part 1552 continues to read as follows:

**Authority:** 5 U.S.C. 301; Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c); and 41 U.S.C. 418b.

■ 6. Section 1552.209–73 is amended by removing the term “Project Officer” in paragraphs (b) and (c) and adding in its place “Contracting Officer’s Representative” and adding Alternate I. The addition reads as follows:

#### 1552.209–73 Notification of conflicts of interest regarding personnel.

\* \* \* \* \*

*Alternate I.* Contracts for other than Superfund work shall include Alternate I in this clause in lieu of paragraph (d).

(d) The Contractor agrees to insert in each subcontract or consultant agreement placed hereunder provisions which shall conform substantially to the

language of this clause, including this paragraph (d), unless otherwise authorized by the Contracting Officer.

■ 7. Section 1552.227–76 is amended by adding Alternate I to read as follows:

#### 1552.227–76 Project employee confidentiality agreement.

\* \* \* \* \*

*Alternate I.* Contracts for other than Superfund work shall include Alternate I in this clause in lieu of paragraph (d).

(d) The Contractor agrees to insert in each subcontract or consultant agreement placed hereunder provisions which shall conform substantially to the language of this clause, including this paragraph (d), unless otherwise authorized by the Contracting Officer.

[FR Doc. 2014–29868 Filed 12–19–14; 8:45 am]

BILLING CODE 6560–50–P

#### DEPARTMENT OF TRANSPORTATION

#### Federal Motor Carrier Safety Administration

#### 49 CFR Part 395

#### Hours of Service of Drivers

**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA), DOT.

**ACTION:** Notice of suspension of enforcement.

**SUMMARY:** FMCSA suspends enforcement of certain sections of the Agency's Hours of Service (HOS) rules as required by the Consolidated and Further Continuing Appropriations Act, 2015, enacted December 16, 2014. Specifically, FMCSA suspends the requirements regarding the restart of a driver's 60- or 70-hour limit that drivers were required to comply with beginning July 1, 2013. The restart provisions have no force or effect from the date of enactment of the Appropriations Act through the period of suspension, and such provisions are replaced with the previous restart provisions in effect on June 30, 2013. FMCSA provides this notification to motor carriers, commercial drivers, State Motor Carrier Safety Assistance Program grant recipients and other law enforcement personnel of these immediate enforcement changes.

**DATES:** The suspension of enforcement of § 395.3(c) and (d) is effective as of 12:01 a.m. on December 16, 2014.

**FOR FURTHER INFORMATION CONTACT:** Ms. Dee Williams, Chief, Compliance Division, Office of Enforcement and Compliance, Federal Motor Carrier Safety Administration, 1200 New Jersey Avenue SE., Washington, DC 20590–

0001. Telephone (202) 366-1812 or *Dee.Williams@dot.gov*. Office hours are from 8:00 a.m. to 4:30 p.m., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:** On December 27, 2011, FMCSA published a final rule titled “Hours of Service of Drivers.” [76 FR 81134.] The rule revised the HOS regulations and imposed certain limits on the use of the 34-hour restart provision (49 CFR 395.3(c)–(d)). Compliance with the revised restart provision began on July 1, 2013.

On December 16, 2014, the President signed the Consolidated and Further Continuing Appropriations Act, 2015, which provides FY 2015 appropriations to the U.S. Department of Transportation, including FMCSA. Section 133(a) of Title I of Division K of the Act declares that 49 CFR 395.3(c) and (d) “shall have no force or effect from the date of enactment of this Act until the later of September 30, 2015, or upon submission of the final report issued by the Secretary [of Transportation] under this section. The restart provisions in effect on June 30, 2013, shall be in effect during this period.” Section 133(a) also prohibits FMCSA from using any of the funds appropriated or otherwise made available by the Act to enforce § 395.3(c) and (d).

Section 395.3(c) allows drivers to restart the calculation of their 60- or 70-hour limit by taking an off-duty period of at least 34 consecutive hours, including two periods from 1:00 a.m. to 5:00 a.m. Under § 395.3(d), only one restart authorized by § 395.3(c) is allowed per week (168 hours), measured from the beginning of the previous restart period.

The restart provisions in effect on June 30, 2013, on the other hand, allowed drivers to restart their 60- or 70-hour calculation by taking at least 34 consecutive hours off duty, without any additional limitations. Drivers are therefore authorized, as of 12:01 a.m. on December 16, 2014, to resume use of the previous, unlimited restart provision.

While the suspension of enforcement provision does not preempt State law, in order to maintain enforcement activities and regulations compatible with the Federal law and regulation, the funding restrictions prohibit all agencies that receive Federal grant funds under the Motor Carrier Safety Assistance Program (MCSAP) from using MCSAP funding to engage in any enforcement activities based on the two restart restrictions that went into effect on July 1, 2013.

Because Section 133 temporarily suspends, but does not rescind,

§ 395.3(c) and (d), no changes are being made to the text of those provisions. The Act requires the Agency to perform “a naturalistic study of the operational, safety, health and fatigue impacts” of those restart provisions. The suspension of the restart rules that took effect on July 1, 2013, and the availability to drivers of the restart rules in effect on June 30, 2013, will continue until the end of Fiscal Year 2015 (September 30) or until the final report on the naturalistic study has been submitted to the House and Senate Committees on Appropriations, whichever is later.

FMCSA will provide public notice of the date when the temporary suspension ends and § 395.3(c) and (d) regain their legal force and effect.

Issued on: December 17, 2014.

**T.F. Scott Darling, III,**

*Acting Administrator.*

[FR Doc. 2014-30028 Filed 12-18-14; 4:15 pm]

**BILLING CODE 4910-EX-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 660

[Docket No. 140107014-4014-01]

RIN 0648-XD547

#### **Fisheries Off West Coast States; Modifications of the West Coast Commercial and Recreational Salmon Fisheries; Inseason Actions #24 through #44**

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

**ACTION:** Modification of fishing seasons; request for comments.

**SUMMARY:** NMFS announces 21 inseason actions in the ocean salmon fisheries. These inseason actions modified the commercial and recreational salmon fisheries in the area from the U.S./Canada border to U.S./Mexico border.

**DATES:** The effective dates for the inseason actions are set out in this document under the heading Inseason Actions. Comments will be accepted through January 6, 2015.

**ADDRESSES:** You may submit comments, identified by NOAA-NMFS-2014-0005, by any one of the following methods:

- *Electronic Submissions:* Submit all electronic public comments via the Federal eRulemaking Portal. Go to [www.regulations.gov/#!docketDetail;D=NOAA-NMFS-2014-0005](http://www.regulations.gov/#!docketDetail;D=NOAA-NMFS-2014-0005), click the

“Comment Now!” icon, complete the required fields, and enter or attach your comments.

- *Mail:* William W. Stelle, Jr., Regional Administrator, West Coast Region, NMFS, 7600 Sand Point Way NE., Seattle, WA, 98115-6349.

- *Fax:* 206-526-6736, Attn: Peggy Mundy.

*Instructions:* Comments sent by any other method, to any other address or individual, or received after the end of the comment period, may not be considered by NMFS. All comments received are a part of the public record and will generally be posted for public viewing on [www.regulations.gov](http://www.regulations.gov) without change. All personal identifying information (e.g., name, address, etc.), confidential business information, or otherwise sensitive information submitted voluntarily by the sender will be publicly accessible. NMFS will accept anonymous comments (enter “N/A” in the required fields if you wish to remain anonymous). Attachments to electronic comments will be accepted in Microsoft Word, Excel, or Adobe PDF file formats only.

**FOR FURTHER INFORMATION CONTACT:** Peggy Mundy at 206-526-4323.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

In the 2014 annual management measures for ocean salmon fisheries (79 FR 24580, May 1, 2014), NMFS announced the commercial and recreational fisheries in the area from the U.S./Canada border to the U.S./Mexico border, beginning May 1, 2014, and 2015 salmon seasons opening earlier than May 1, 2015. NMFS is authorized to implement inseason management actions to modify fishing seasons and quotas as necessary to provide fishing opportunity while meeting management objectives for the affected species (50 CFR 660.409). Inseason actions in the salmon fishery may be taken directly by NMFS (50 CFR 660.409(a)—Fixed inseason management provisions) or upon consultation with the Pacific Fishery Management Council (Council) and the appropriate State Directors (50 CFR 660.409(b)—Flexible inseason management provisions). The state management agencies that participate in these consultations are: California Department of Fish and Wildlife (CDFW), Oregon Department of Fish and Wildlife (ODFW), and Washington Department of Fish and Wildlife (WDFW).

Management of the salmon fisheries is generally divided into two geographic areas: north of Cape Falcon (U.S./