the commercial trip limit for Atlantic
ing mackerel from 50 fish to 75 fish
during the latter part of the

For these same reasons, the AA also

finds good cause under 5 U.S.C.

60682). The framework that

62250), implementing a process to roll

over unused Winter I commercial scup

quota (January 1 through April 30) to

be added to the Winter II period quota

(October 1 through December 31) (50

CFR 648.122(d)). The framework also

allows adjustment of the commercial

possession limit for the Winter II period

dependent on the amount of quota

rolled over from the Winter I period.

The Winter II period start date was

changed from November 1 to October 1

as a part of Framework Adjustment 12

(83 FR 17314; April 19, 2018).

For 2019, the initial Winter II quota is

3,822,816 lb (1,734 mt). The best

available landings information indicates

that 5,267,671 lb (2,389 mt) remain of

the 10,820,000 lb (4,908 mt) Winter I

quota. Consistent with Framework 3, the

full amount of unused 2019 Winter I

quota is being transferred to Winter II,

resulting in a revised 2019 Winter II

quota of 9,090,487 lb (4,123 mt).

Because the amount transferred is

between 5.0 and 5.5 million lb (2,268

mt and 2,495 mt), the Federal per trip

possession limit will increase from

12,000 lb (5.4 mt) to 27,000 lb (12.2 mt),
as outlined in the final rule that

established the possession limit and

quota rollover procedures for this year,
published on December 22, 2017 (82 FR

60682).

Classification

This action is required by 50 CFR part

648 and is exempt from review under

Executive Order 12866.

The Assistant Administrator for

Fisheries, NOAA, finds good cause

under 5 U.S.C. 553(b)(B) to waive prior

notice and the opportunity for public

comment on this in-season adjustment

because it would be contrary to the

public interest. This action transfers

unused quota from Winter I Period to the

remaining Winter II Period to make it

accessible to the commercial scup

fishery. If implementation of this

in-season action is delayed to solicit prior

public comment, the objective of the

fishery management plan to achieve

the optimum yield from the fishery could

be compromised. Deteriorating weather

conditions during the latter part of the

Atlantic, Commercial, Fisheries,

Fishing, King mackerel, Trip limits.

List of Subjects in 50 CFR Part 622

Atlantic, Commercial, Fisheries,

Fishing, King mackerel, Trip limits.

Dated: September 24, 2019.

Samuel D. Rauch, III,

Deputy Assistant Administrator for

Regulatory Programs, National Marine

Fisheries Service.

For the reasons set out in the

preamble, 50 CFR part 622 is amended

as follows:

PART 622—FISHERIES OF THE
CARIBBEAN, GULF OF MEXICO, AND
SOUTH ATLANTIC

1. The authority citation for part 622
continues to read as follows:

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

2. In § 622.385, suspend paragraphs
(a)(1)(i)(C) and (D), and (a)(1)(ii)(C) and
(D), and add paragraphs (a)(1)(ii)(E), and
(a)(1)(iii)(E) to read as follows:

§ 622.385 Commercial trip limits.

(a) * * * * * 

(1) * * *

(ii) * * *

(E) From October 1 through the end of
February—75 fish.

(iii) * * *

(E) From October 1 through the end of
February—75 fish.

* * * * *

[FR Doc. 2019–21127 Filed 9–27–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric
Administration

50 CFR Part 648

[Docket No. 170828822–70999–02]

RIN 0648–XX014

Fisheries of the Northeastern United
States; Scup Fishery; Adjustment to the
2019 Winter II Quota

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

ACTION: Temporary rule; inseason
adjustment.

SUMMARY: NMFS adjusts the 2019
Winter II commercial scup quota and
per-trip Federal landing limit. This
action is intended to comply with Framework Adjustment 3 to the
Summer Flounder, Scup, and Black Sea Bass Fishery Management Plan that
established the rollover of unused commercial scup quota from the Winter
I to Winter II period. This document is intended to inform the public of this
quota and trip limit change.

DATES: Effective October 1, 2019,
through December 31, 2019.

FOR FURTHER INFORMATION CONTACT:
Laura Hansen, Fishery Management
Specialist, (978) 281–9225; or
Laura.Hansen@noaa.gov.

SUPPLEMENTARY INFORMATION:
NMFS published a final rule for Framework
Adjustment 3 to the Summer Flounder,
Scup, and Black Sea Bass Fishery
Management Plan in the Federal
Register on November 3, 2003 (68 FR
62250), implementing a process to roll
over unused Winter I commercial scup
quota (January 1 through April 30) to
be added to the Winter II period quota
(October 1 through December 31) (50
CFR 648.122(d)). The framework also
allows adjustment of the commercial
possession limit for the Winter II period
dependent on the amount of quota
rolled over from the Winter I period.

The Winter II period start date was
changed from November 1 to October 1
as a part of Framework Adjustment 12
(83 FR 17314; April 19, 2018).

For 2019, the initial Winter II quota is
3,822,816 lb (1,734 mt). The best
available landings information indicates
that 5,267,671 lb (2,389 mt) remain of
the 10,820,000 lb (4,908 mt) Winter I
quota. Consistent with Framework 3,
the full amount of unused 2019 Winter I
quota is being transferred to Winter II,
resulting in a revised 2019 Winter II
quota of 9,090,487 lb (4,123 mt).

Because the amount transferred is
between 5.0 and 5.5 million lb (2,268
mt and 2,495 mt), the Federal per trip
possession limit will increase from
12,000 lb (5.4 mt) to 27,000 lb (12.2 mt),
as outlined in the final rule that
established the possession limit and
quota rollover procedures for this year,
published on December 22, 2017 (82 FR
60682).

Classification

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

The Assistant Administrator for
Fisheries, NOAA, finds good cause
under 5 U.S.C. 553(b)(B) to waive prior
notice and the opportunity for public
comment on this in-season adjustment
because it would be contrary to the
public interest. This action transfers
unused quota from Winter I Period to the
remaining Winter II Period to make it
accessible to the commercial scup
fishery. If implementation of this
in-season action is delayed to solicit prior
public comment, the objective of the
fishery management plan to achieve
the optimum yield from the fishery could
be compromised. Deteriorating weather
conditions during the latter part of the
fishing year may reduce fishing effort, and could also prevent the annual quota from being fully harvested. This would conflict with the agency’s legal obligation under the Magnuson-Stevens Fishery Conservation and Management Act to achieve the optimum yield from a fishery on a continuing basis, resulting in a negative economic impact on vessels permitted to fish in this fishery. Moreover, the rollover process being applied here was the subject of notice and comment rulemaking, and the range of potential trip limit changes were outlined in the final 2018 scup specifications that were published December 22, 2017; which were developed through public notice and comment. Based on these considerations, 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.


Jennifer M. Wallace,
Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2019–20674 Filed 9–27–19; 8:45 am]

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