

**List of Subjects in 47 CFR Part 27**

Communications common carriers, Radio.

■ Accordingly, 47 CFR part 27 is amended by making the following correcting amendments:

**PART 27—MISCELLANEOUS WIRELESS COMMUNICATIONS SERVICES**

■ 1. The authority citation for part 27 continues to read as follows:

**Authority:** 47 U.S.C. 154, 301, 302, 303, 307, 309, 332, 336 and 337 unless otherwise noted.

■ 2. Section 27.1134 is amended by revising Table 1 to read as follows:

**§ 27.1134 Protection of Federal Government operations.**

\* \* \* \* \*

**TABLE 1—PROTECTED DEPARTMENT OF DEFENSE FACILITIES**

Location	Coordinates	Radius of operation (km)
Cherry Point, NC .....	34°58' N, 076°56' W .....	100
Yuma, AZ .....	32°32' N, 113°58' W .....	120
China Lake, CA .....	35°41' N, 117°41' W .....	120
Eglin AFB, FL .....	30°29' N, 086°31' W .....	120
Pacific Missile Test Range/Point Mugu, CA .....	34°07' N, 119°30' W .....	80
Nellis AFB, NV .....	36°14' N, 115°02' W .....	160
Hill AFB, UT .....	41°07' N, 111°58' W .....	160
Patuxent River, MD .....	38°17' N, 076°25' W .....	80
White Sands Missile Range, NM .....	33°00' N, 106°30' W .....	80
Fort Irwin, CA .....	35°16' N, 116°41' W .....	50
Fort Rucker, AL .....	31°13' N, 085°49' W .....	50
Fort Bragg, NC .....	35°09' N, 079°01' W .....	50
Fort Campbell, KY .....	36°41' N, 087°28' W .....	50
Fort Lewis, WA .....	47°05' N, 122°36' W .....	50
Fort Benning, GA .....	32°22' N, 084°56' W .....	50
Fort Stewart, GA .....	31°52' N, 081°37' W .....	50

\* \* \* \* \*

Federal Communications Commission.

**Marlene H. Dortch,**  
*Secretary.*

[FR Doc. E8-19880 Filed 8-26-08; 8:45 am]

**BILLING CODE 6712-01-P**

**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 76**

[CS Docket No. 00-96; FCC 08-86]

**Carriage of Digital Television Broadcast Signals; Implementation of the Satellite Home Viewer Improvement Act of 1999: Local Broadcast Signal Carriage Issues and Retransmission Consent Issues**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; announcement of effective date.

**SUMMARY:** In this document, the Commission announces that the Office of Management and Budget (OMB) has approved, for a period of three years, the information collections associated with the Commission's 2008 Second Report and Order, concerning *Carriage of Digital Television Broadcast Signals*. This notice is consistent with the Second Report and Order, which stated that the Commission would publish a

document in the **Federal Register** announcing the effective of the rules once OMB approval has been received for the information collection requirements.

**DATES:** Sections 47 CFR 76.66(b)(1), 47 CFR 76.66(d)(2)(vi) and the non-rule requirement at paragraph 16, published at 73 FR 24502, May 5, 2008, are effective August 27, 2008.

**FOR FURTHER INFORMATION CONTACT:** Rosalee Chiara, *Rosalee.Chaira@fcc.gov* or (202) 418-0754.

**SUPPLEMENTARY INFORMATION:** This document announces that, on August 21, 2008, OMB approved, for a period of three years, the information collection requirements contained in the Commission's Second Report and Order concerning *Carriage of Digital Television Broadcast Signals*, FCC 08-86, published at 73 FR 24502, May 5, 2008. The OMB Control Number that is assigned to these information collection requirements is 3060-0980. The Commission publishes this notice as announcement of the effective date of the rules and announcement of OMB approval for information collections. If you have any comments on the burden estimates listed below, or how the Commission can improve the collections and reduce any burdens caused thereby, please contact Cathy Williams, Federal Communications Commission, Room 1-C823, 445 12th

Street, SW., Washington, DC 20554. Please include the OMB Control Number, 3060-0980, in your correspondence. The Commission will also accept your comments via the Internet if you send them to *PRA@fcc.gov*.

**Synopsis**

As required by the Paperwork Reduction Act of 1995 (44 U.S.C. 3507), the FCC is notifying the public that it received OMB approval on August 21, 2008, for the information collection requirements contained in the Commission's rules at 47 CFR 76.66(b)(1), 47 CFR 76.66(d)(2)(vi) and non-rule requirements contained in paragraph 16 (see 73 FR 24502). The OMB Control Number assigned is 3060-0980 for all of the information collection requirements contained in 47 CFR 76.66(b)(1), 47 CFR 76.66(d)(2)(vi), and non-rule requirements contained in paragraph 16 (see 73 FR 24502). The total annual reporting burden for respondents for the collection is estimated to be: 10,280 respondents; 11,938 responses; and a total annual burden hours of 12,146 hours, and \$16,000 total annual cost burden.

Under 5 CFR 1320, an agency may not conduct or sponsor a collection of information unless it displays a current, valid OMB Control Number.

No person shall be subject to any penalty for failing to comply with a

collection of information subject to the Paperwork Reduction Act that does not display a valid OMB Control Number.

The foregoing notice is required by the Paperwork Reduction Act of 1995, Public Law 104-13, October 1, 1995, and 44 U.S.C. 3507.

Federal Communications Commission.

**Marlene H. Dortch,**

Secretary.

[FR Doc. E8-19883 Filed 8-26-08; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 665

[Docket No.0808191118-81120-01]

RIN 0648-AX19

#### Fisheries in the Western Pacific; Bottomfish and Seamount Groundfish Fisheries; Main Hawaiian Islands Bottomfish; Delay of Fishery Opening

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

**ACTION:** Temporary rule for emergency action; delay of fishery opening; request for comments.

**SUMMARY:** NMFS is delaying until November 15, 2008, the opening of the commercial and non-commercial fisheries in the main Hawaiian Islands (MHI) for seven deepwater bottomfish species ("Deep 7" bottomfish). This emergency rule to delay the fishery opening is necessary to prevent overfishing and ensure that regulations specifying the total allowable catch (TAC) are based on the best available scientific information. This emergency rule is also necessary to complement State of Hawaii regulations that will delay the opening of the fishery in State waters, thereby preventing confusion by the public caused by conflicting Federal and State regulations, and minimizing any resulting enforcement difficulties for the State.

**DATES:** This emergency rule is effective August 22, 2008 through November 14, 2008.

Comments on this emergency rule must be received by September 11, 2008.

**ADDRESSES:** Comments on this rule, identified by 0648-AX19, may be sent to either of the following addresses:

- Electronic Submission: Submit all electronic public comments via the Federal e-Rulemaking Portal [www.regulations.gov](http://www.regulations.gov); or
- Mail: Mail written comments to William L. Robinson, Regional Administrator, NMFS, Pacific Islands Region (PIR), 1601 Kapiolani Blvd, Suite 1110, Honolulu, HI 96814-4700.

Instructions: All comments received are a part of the public record and will generally be posted to [www.regulations.gov](http://www.regulations.gov) without change. All personal identifying information (e.g., name, address, etc.) submitted voluntarily by the commenter may be publicly accessible. Do not submit confidential business information, or otherwise sensitive or protected information. 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 or Excel, WordPerfect, or Adobe PDF file formats only.

**FOR FURTHER INFORMATION CONTACT:** Bob Harman, NMFS PIR, 808-944-2271.

**SUPPLEMENTARY INFORMATION:** The bottomfish fishery in Federal waters around Hawaii is managed under the Fishery Management Plan for Bottomfish and Seamount Groundfish Fisheries of the Western Pacific Region (Bottomfish FMP), developed by the Western Pacific Fishery Management Council (Council) and implemented by NMFS under the authority of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act). Regulations governing bottomfish fishing by U.S. vessels in accordance with the Bottomfish FMP appear at 50 CFR part 665 and at subpart H of 50 CFR part 600.

On April 4, 2008, NMFS published a final rule (73 FR 18457) that implemented Amendment 14 to the Bottomfish FMP to end the overfishing of bottomfish in the Hawaiian Archipelago. The regulations established by Amendment 14 at § 665.72 authorize NMFS to set an annual TAC limit for Deep 7 bottomfish, as recommended by the Council and based on the best available scientific, commercial, and other information, and taking into account the associated risk of overfishing. The Deep 7 bottomfish are onaga (*Etelis coruscans*), ehu (*E. carbunculus*), gindai (*Pristipomoides zonatus*), kalekale (*P. sieboldii*), opakapaka (*P. filamentosus*), lehi (*Aphareus rutilans*), and hapu'upu'u (*Epinephelus quernus*). The fishery is monitored using information reported by holders of State commercial marine licenses (State CML) through monthly

catch reports submitted to the State. Beginning with the 2008-09 MHI bottomfish fishing year, fish catch and effort information from non-commercial fishermen who fish for bottomfish in Federal waters around Hawaii are obtained through a Federal logbook program administered by NMFS. This information is used in combination with the State catch reports to monitor the annual TAC.

When the TAC for the year is projected to be reached, NMFS is required to publish notification that the fishery will be closed beginning on a specified date until the end of the fishing year in which the TAC is reached. During the closure, no person may fish for, possess, or sell any Deep 7 bottomfish in the MHI, except as otherwise authorized by law. Specifically, fishing for, and the resultant possession or sale of, Deep 7 bottomfish by vessels legally registered to Mau Zone, Ho omalu Zone, or Pacific Remote Island Areas bottomfish fishing permits, and conducted in compliance with all other laws and regulations, are not affected by the closure. There is no prohibition on fishing for or selling other non-Deep 7 bottomfish species throughout the year.

For the 2007-08 fishing year, the TAC was established by the Council at 178,000 lb (80,739 kg) (73 FR 18718, April 7, 2008). Monitoring of the fishery indicated that the MHI bottomfish fishery harvested the TAC in April 2008. In accordance with regulation § 665.72, and as a result of reaching the TAC, NMFS published a temporary rule closing the fishery on April 16, 2008 (April 7, 2008; 73 FR 18717), and a related correction notice (73 FR 20001; April 14, 2008). The fishery is scheduled to reopen on September 1, 2008, the date the temporary rule expires.

The Council held its 142nd meeting in Honolulu in June 2008. At that meeting, the Council learned that additional data had been obtained for the fishery and that the new data were integral to the analysis by NMFS to update the bottomfish stock assessment. An updated stock assessment provides the best scientific basis upon which the Council can make its recommendation on a TAC. Inasmuch as an updated bottomfish stock assessment was not available at the June meeting, the Council was not able to recommend a TAC in accordance with the best scientific information available, as required by regulation § 665.72(a) and Magnuson-Stevens Act National Standard 2. The new stock assessment is to be available before the Council's next meeting in October 2008.