

restrictions noted on the shark research permit apply.

All other retention limits in the Atlantic region remain unchanged. This retention limit will remain at 55 LCS other than sandbar sharks per vessel per trip for the rest of 2021, or until NMFS announces another adjustment to the retention limit or a fishery closure via notification in the **Federal Register**, if warranted.

Classification

NMFS issues this action pursuant to section 305(d) of the Magnuson-Stevens Act. This action is required by 50 CFR part 635, which was issued pursuant to section 304(c), and is exempt from review under Executive Order 12866.

The Assistant Administrator for NMFS (AA) finds that it is impracticable and contrary to the public interest to provide prior notice of, and an opportunity for public comment on, this action for the following reasons:

Based on recent data, NMFS has determined that landings have been very low (6 percent of the 168.9 mt dw shark quota for aggregated LCS management group and 7 percent of the 27.1 mt dw shark quota for the hammerhead management group). Delaying this action for prior notice and public comment would unnecessarily limit opportunities to harvest available aggregated LCS management group and hammerhead shark management group quotas, which may have negative social and economic impacts for U.S. fishers. This action does not raise conservation and management concerns. Adjusting retention limits does not affect the overall aggregated LCS management group and hammerhead shark

management groups quotas, and available data show the adjustment would have a minimal risk of exceeding the quotas set for the aggregated LCS and hammerhead shark management groups for the Atlantic region in the December 1, 2020 final rule (85 FR 77007). NMFS notes that the public had an opportunity to comment on the underlying rulemakings that established the quota and retention limit adjustment criteria. Therefore, the AA finds good cause under 5 U.S.C. 553(b)(B) to waive prior notice and the opportunity for public comment. For all of the above reasons, there is also good cause under 5 U.S.C. 553(d)(3) to waive the 30-day delay in effectiveness.

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

Dated: March 23, 2021.

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

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No.: 210322-0061; RTID 0648-XX067]

Fisheries of the Northeastern United States; Atlantic Deep-Sea Red Crab Fishery; Final 2021 Atlantic Deep-Sea Red Crab Specifications

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and

Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule.

SUMMARY: We are finalizing specifications for the 2021 Atlantic deep-sea red crab fishery, including an annual catch limit and total allowable landings limit. This action is necessary to fully implement previously projected allowable red crab harvest levels that will prevent overfishing and allow harvesting of optimum yield. This action is intended to establish the allowable 2021 harvest levels, consistent with the Atlantic Deep-Sea Red Crab Fishery Management Plan.

DATES: The final specifications for the 2021 Atlantic deep-sea red crab fishery are effective April 26, 2021, through February 28, 2022.

FOR FURTHER INFORMATION CONTACT: Allison Murphy, Fishery Policy Analyst, (978) 281-9122.

SUPPLEMENTARY INFORMATION: The Atlantic deep-sea red crab fishery is managed by the New England Fishery Management Council. The Atlantic Deep-Sea Red Crab Fishery Management Plan includes a specification process that requires the New England Fishery Management Council to recommend an acceptable biological catch, an annual catch limit, and total allowable landings every 4 years. Collectively, these are the red crab specifications. Prior to the start of fishing year 2020, the Council recommended specifications for the 2020-2023 fishing years (Table 1).

TABLE 1—COUNCIL-APPROVED 2020–2023 RED CRAB SPECIFICATIONS

	Metric ton	Million lb
Acceptable Biological Catch	2,000	4.41
Annual Catch Limit	2,000	4.41
Total Allowable Landings	2,000	4.41

On April 14, 2020, we approved the Council-recommended specifications for the 2020 fishing year, effective through February 28, 2021, and we projected the continuation of those specifications for 2021–2023 (85 FR 20615). At the end of each fishing year, we evaluate catch information and determine if the quota has been exceeded. If a quota is exceeded, the regulations at 50 CFR 648.262(b) require a pound-for-pound reduction in a subsequent fishing year. We have reviewed available 2020 fishery information against the projected 2021 specifications. There have been no

annual catch limit or total allowable landings overages, nor is there any new biological information that would require altering the projected 2021 specifications published in 2020. Based on this information, we are finalizing specifications for fishing year 2021, as projected in the 2020 specifications rule (85 FR 20615), and outlined above in Table 1. These specifications are not expected to result in overfishing, and they adequately account for scientific uncertainty.

Classification

The NMFS Assistant Administrator has determined that this final rule is consistent with the Atlantic Deep-Sea Red Crab Fishery Management Plan, the Magnuson-Stevens Fishery Conservation and Management Act, and other applicable law.

This rule is exempt from review under Executive Order 12866.

Pursuant to 5 U.S.C. 553(b)(B), we find good cause to waive prior public notice and opportunity for public comment on the catch limit and allocation adjustments, because

allowing time for notice and comment is unnecessary. The proposed rule for the 2020–2023 specifications provided the public with the opportunity to comment on the specifications, including the projected 2021 through 2023 specifications (85 FR 9717, February 20, 2020). We received no comments on the proposed rule announcing the projected 2021–2023 specification and the process for announcing finalized interim year quotas. Further, this final rule contains no changes from the projected 2021 specifications that were included in both the February 20, 2020, proposed rule and the April 14, 2020, final rule. The public and industry participants expect this action. Through both the proposed rule for the 2020–2023 specifications and the final rule for the 2020 specifications, we alerted the public that we would conduct a review of the latest available catch information in each of the interim years of the multi-year specifications, and announce the final quota prior to the March 1 start of the fishing year. Thus, the proposed and final rules that contained the projected 2021–2023 specifications provided a full opportunity for the public to comment on the substance and process of this action.

The Chief Counsel for Regulation, Department of Commerce, previously certified to the Chief Counsel for Advocacy of the Small Business Administration (SBA) that the 2020–2023 red crab specifications would not have a significant economic impact on a substantial number of small entities. Implementing the 2021 specifications will not change the conclusions drawn in that previous certification to the SBA. Because advance notice and the opportunity for public comment are not required for this action under the Administrative Procedure Act, or any other law, the analytical requirements of

the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, do not apply to this rule. Therefore, no new regulatory flexibility analysis is required and none has been prepared.

This action does not contain a collection of information requirement for the purposes of the Paperwork Reduction Act.

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

Dated: March 23, 2021.

Samuel D. Rauch III,
Deputy Assistant Administrator for
Regulatory Programs, National Marine
Fisheries Service.

[FR Doc. 2021–06287 Filed 3–25–21; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 210323–0063; RTID 0648–
XA803]

Revisions to Framework Adjustment 59 to the Northeast Multispecies Fishery Management Plan and Sector Annual Catch Entitlements; Correction

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

ACTION: Final rule; adjustment to
specifications; correction.

SUMMARY: This final rule distributes
sector allocation carried over from
fishing year 2019 into fishing year 2020
and corrects minor errors published in
the final rule approving and
implementing Framework Adjustment
59 to the Northeast Multispecies Fishery
Management Plan. This action is

necessary to correct errors published in
the final rule and to allocate carryover
quota to sectors. The carryover
adjustments are routine and formulaic,
and industry expects them each year.

DATES: Effective March 25, 2021,
through April 30, 2021.

FOR FURTHER INFORMATION CONTACT:
Spencer Talmage, Fishery Management
Specialist, (978) 281–9232.

SUPPLEMENTARY INFORMATION: On July
30, 2020, we published a final rule
approving Framework Adjustment 59 to
the Northeast Multispecies Fishery
Management Plan (FMP) (85 FR 45794;
July 30, 2020), which set 2020–2022
annual catch limits (ACL) for four
groundfish stocks, and 2020 ACLs for
three shared U.S./Canada stocks. That
action became effective on July 28,
2020. This rule corrects minor errors
published in the Framework
Adjustment 59 final rule and distributes
unused sector quota carried over from
fishing year 2019.

Corrections to Framework Adjustment 59

Tables 12 through 14 published in the
Framework Adjustment 59 final rule
announced the Percent Sector
Contribution (PSC) and initial Annual
Catch Entitlements (ACE) allocated to
individual sectors based on the
approved catch limits for fishing year
2020. These tables erroneously labeled
the values for the Maine Permit Bank
(MPB) as if they were the values for the
Mooncusser sector, and vice versa.
These sectors have had their correct
allocations for the duration of fishing
year 2020; the typographical error in
Framework 59 and this rule correcting
it have no effect on the operations of
these sectors in any way. The corrected
information appears in tables 1 through
3 below.

**TABLE 1—CORRECTED FISHING YEAR 2020 PERCENT SECTOR CONTRIBUTION AND ANNUAL CATCH ENTITLEMENT FOR
THE MAINE PERMIT BANK AND MOONCUSSEY SECTORS, TABLES 12 THROUGH 14 IN FRAMEWORK ADJUSTMENT 59**

Sector name	Maine Permit Bank			Mooncusser		
	11			40		
MRI count	Percent sector contribution	ACE (in 1,000 lb)	ACE (in metric tons)	Percent sector contribution	ACE (in 1,000 lb)	ACE (in metric tons)
GB Cod	0.13361103	1	0	11.87404994	49	22
GB Cod East	N/A	3	1	N/A	231	105
GOM Cod	1.15503867	7	3	3.36592802	20	9
GB Haddock	0.04432773	16	7	3.72602983	1,331	604
GB Haddock East	N/A	103	47	N/A	8,680	3,937
GOM Haddock	1.12455699	299	136	3.03406286	807	366
GB Yellowtail Flounder SNE/MA Yellowtail Flounder	0.01377701	0	0	0.38302570	1	0
CC/GOM Yellowtail Flounder	0.03180705	0	0	0.32527727	0	0
Plaice	0.31794656	5	2	2.58549375	39	18
	1.16407583	75	34	0.76474219	50	22