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Mark D. Ward,

Manager, Operations Support Group, Eastern Service Center, Air Traffic Organization.

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DEPARTMENT OF COMMERCE

Bureau of the Census

15 CFR Part 70

[Docket Number 080703821-8824-01]

RIN 0607-AA47

Cutoff Dates for Recognition of Boundary Changes for the 2010 Census

AGENCY: Bureau of the Census, Department of Commerce.

ACTION: Final Rule.

SUMMARY: The Bureau of the Census (Census Bureau) is amending its regulations to establish cutoff dates for the recognition of boundary changes for the 2010 Census. This amendment is necessary, as the existing cutoff dates are out of date. Upon effectiveness of this rule, the Census Bureau will recognize only those boundaries legally in effect on January 1, 2010, that have been reported officially to the Census Bureau no later than March 1, 2010.

DATES: This rule is effective on August 11, 2008.

FOR FURTHER INFORMATION CONTACT:

Daniel H. Weinberg, Acting Chief, Geography Division, U.S. Census Bureau, Washington, DC 20233-7400, telephone (301) 763-2131, or e-mail geo.bas@census.gov.

SUPPLEMENTARY INFORMATION: The Census Bureau is amending 15 CFR part 70 to establish cutoff dates for recognition of boundary changes made through the Boundary and Annexation Survey (BAS) for the 2010 Census, the American Community Survey (ACS), and the Population Estimates Program. The cutoff dates were last established for Census 2000 on March 3, 1998 (63 FR 10303). Those cutoff dates are out of date; therefore, the Census Bureau amends its regulations to update the cutoff dates for the 2010 Census. For the 2010 Census, the Census Bureau will recognize only those boundaries legally in effect on January 1, 2010, that have been reported officially to the Census Bureau no later than March 1, 2010. To implement this change, the Census Bureau changes the name of the census from "Census 2000" to "2010 Census"

and the reference year from 2000 to 2010 throughout its regulations.

The reporting deadline for the BAS is usually April 1 of each year. However, to ensure the timely and official reporting of legal boundary changes for the 2010 Census, and subsequent data dissemination and tabulation activities, we establish the above-referenced deadlines. The BAS 2009 reporting deadline will be March 1, 2009, and the BAS 2010 reporting deadline will be March 1, 2010.

In addition, the Census Bureau amends § 70.2 to remove and update the reference publication that provides information on the definition of "municipality" and "county subdivision." The reference to the 1990 Census of Population, Volume 1, General Population Characteristics, 1990 CP-1-1, Appendix A, is replaced with a reference to the Census 2000 Geographic Terms and Concepts, Appendix A.

Rulemaking Requirements

Administrative Procedure Act

The Census Bureau finds good cause under 5 U.S.C. 553(b)(B) to waive notice and comment requirements of the Administrative Procedure Act because it is unnecessary and contrary to the public interest. This amendment is necessary to establish the cutoff date for recognition of boundary changes for the 2010 Census and to update an obsolete citation to a reference publication. Upon implementation of this final rule for the 2010 Census, the Census Bureau will recognize only those boundaries legally in effect on January 1, 2010, that have been reported officially to the Census Bureau no later than March 1, 2010. This change does not impact the rights or obligations of any entity. This change merely establishes the last date on which the Census Bureau will accept changes to the legal boundaries used by the Census Bureau to conduct the data tabulation for the decennial census. In addition, this rule updates the reference that provides information on the definition of "municipality" and "county subdivision."

The Census Bureau finds good cause under 5 U.S.C. 553(d) to waive the 30-day delay in effectiveness. As stated above, this amendment is necessary to establish the cutoff date for recognition of boundary changes for the decennial census and to update an obsolete citation to a reference publication. This change does not impact the rights or obligations of any entity. This change merely establishes the last date on which the Census Bureau will accept changes to the legal boundaries used by

the Census Bureau to conduct the data tabulation for the decennial census, and to update a reference publication that provides information on the definition of "municipality" and "county subdivision." Therefore, the Census Bureau makes this final rule effective immediately upon publication.

Regulatory Flexibility Act

Because a notice of proposed rulemaking and an opportunity for comment are not required by 5 U.S.C. 553 or any other law, a Regulatory Flexibility Analysis is not required and has not been prepared (5 U.S.C. 603(a)).

Executive Orders

This rule has been determined to be not significant for purposes of Executive Order 12866. This rule does not contain policies with federalism implications, as that term is defined in Executive Order 13132.

Paperwork Reduction Act

This final rule does not represent a collection of information subject to the requirements of the Paperwork Reduction Act, 44 U.S.C., Chapter 35.

List of Subjects in 15 CFR Part 70

Administrative practice and procedure, Census data, Population census, Statistics.

■ For the reasons stated in the preamble, the Census Bureau is amending 15 CFR Part 70 as follows:

PART 70—[AMENDED]

■ 1. The authority for Part 70 continues to read as follows:

Authority: 13 U.S.C. 4 and Department of Commerce Organization Order 35-2A (40 FR 42765).

■ 2. In 15 CFR Part 70, remove the words "Census 2000" wherever they appear and add, in their place, the words "2010 Census."

■ 3. In 15 CFR part 70, remove the date "2000" wherever it appears and add, in its place, the date "2010."

§ 70.2 [Amended]

4. In § 70.2 remove the sentence "A more complete description appears on pages A-6 and A-11 of 1990 Census of Population, Volume 1, General Population Characteristics, 1990 CP-1-1, Appendix A," and add, in its place, the sentence "A more complete description appears on pages A-12 and A-13 of Appendix A, Census 2000 Geographic Terms and Concepts."

Dated: August 5, 2008.
Steve H. Murdock,
Director, Bureau of the Census.
[FR Doc. E8-18305 Filed 8-8-08; 8:45 am]
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DEPARTMENT OF TRANSPORTATION

Federal Transit Administration

49 CFR Part 604

[Docket No. FTA-2005-22657]

RIN 2132-AA85

Charter Service

AGENCY: Federal Transit Administration, DOT.
ACTION: Correcting amendments.

SUMMARY: The Federal Transit Administration published a document in the **Federal Register** on August 1, 2008, revising the appendices to the final rule and responding to petitions for reconsideration. That document inadvertently failed to update the table in Appendix D, which should have appeared in the rule as a matrix.
DATES: *Effective Date:* August 11, 2008.
FOR FURTHER INFORMATION CONTACT: Crystal Frederick, Ombudsman for Charter Services, Federal Transit Administration, 1200 New Jersey Ave., SE., Room E54-410, Washington, DC 20590, (202) 366-4063 or *ombudsman.charterservice@dot.gov*.
SUPPLEMENTARY INFORMATION: This is a second correction to the final rule published on January 14, 2008 (73 FR

2326). The first correction was published in the **Federal Register** on August 1, 2008 (73 FR 44927).

List of Subjects in 49 CFR Part 604

- Charter Service.
- Accordingly, 49 CFR part 604 is corrected by making the following correcting amendment:
 - 1. The authority citation for part 604 continues to read as follows:
Authority: 49 U.S.C. 5323(d); § 3023(d), Public Law 109-59; 49 CFR 1.51.
 - 2. Revise the table in appendix D to part 604 to read as follows:

Appendix D to Part 604—Table of Potential Remedies

Remedy Assessment Matrix:

Extent of Deviation from Regulatory Requirements

		Major	Moderate	Minor
Economic Benefit	Major	\$25,000/violation to 20,000	\$19,999/violation to 15,000	\$14,999/violation to 11,000
	Moderate	\$10,999/violation to 8,000	\$7,999/violation to 5,000	\$4,999/violation to 3,000
	Minor	\$2,999/violation to 1,500	1,499/violation to 500	\$499/violation to 100

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Issued this 5th day of August 2008.
Severn E.S. Miller,
Chief Counsel.
[FR Doc. E8-18444 Filed 8-8-08; 8:45 am]
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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 061020273 6321 02]

RIN 0648-XJ34

Fisheries of the Northeastern United States; Scup Fishery; Adjustment to the 2008 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 2008 Winter II commercial scup quota. This action complies with Framework Adjustment 3 (Framework 3) to the Summer Flounder, Scup, and Black Sea Bass Fishery Management Plan, which established a process to allow the rollover of unused commercial scup quota from the Winter I period to the Winter II period.
DATES: Effective August 11, 2008, through December 31, 2008.
FOR FURTHER INFORMATION CONTACT: Michael Ruccio, Fishery Policy Analyst, (978) 281-9104.
SUPPLEMENTARY INFORMATION: NMFS published a final rule in the **Federal Register** on November 3, 2003 (68 FR 62250), implementing a process, for years in which the full Winter I commercial scup quota is not harvested, to allow unused quota from the Winter I period (January 1 through April 30) to be added to the quota for the Winter II

period (November 1 through December 31), and to allow adjustment of the commercial possession limits for the Winter II period commensurate with the amount of quota rolled over from the Winter I period.

For 2008, the initial Winter II quota is 844,036 (383 mt), and the best available landings information indicates that 96,912 lb (44 mt) remain of the Winter I quota of 2,388,611 lb (1,083 mt). Consistent with the intent of Framework 3, the full amount of unused 2008 Winter I quota is transferred to Winter II, resulting in a revised 2008 Winter II quota of 940,948 lb (427 mt). Because the amount transferred is less than 499,999 lb (227 mt), the possession limit per trip will remain 2,000 lb (907 kg) during the Winter II quota period, consistent with the final rule Winter I to Winter II possession limit increase table (table 5) published in the 2008 final scup specifications (72 FR 74200, December 31, 2007).