

Dated: August 25, 2008.

Lois Rossi,

*Director, Registration Division, Office of
Pesticide Programs.*

■ Therefore, 40 CFR chapter I is
amended as follows:

PART 180—[AMENDED]

■ 1. The authority citation for part 180
continues to read as follows:

Authority: 21 U.S.C. 321(q), 346a and 371.

■ 2. Section 180.585 is amended by
revising paragraph (a) to read as follows:

§ 180.585 Pyraflufen-ethyl; tolerances for residues.

(a) *General.* Tolerances are
established for residues of the herbicide,
pyraflufen-ethyl, ethyl 2-chloro-5-(4-
chloro-5-difluoromethoxy-1-methyl-1H-
pyrazol-3-yl)-4-fluorophenoxyacetate,
and its acid metabolite, E-1, 2-chloro-5-
(4-chloro-5-difluoromethoxy-1-methyl-
1H-pyrazol-3-yl)-4-fluorophenoxyacetic
acid, expressed in terms of the parent in
or on the following food commodities:

Commodity	Parts per million	Expiration/ revocation date
Cattle, meat by- products	0.02	10/15/12
Corn, field, for- age	0.01	None
Corn, field, grain	0.01	None
Corn, field, sto- ver	0.01	None
Cotton, gin by- products	1.5	None
Cotton, undelinted seed	0.04	None
Goat, meat by- products	0.02	10/15/12
Grass, forage, group 17	1.0	None
Grass, hay, group 17	1.4	None
Horse, meat by- products	0.02	10/15/12
Milk	0.02	10/15/12
Potato	0.02	None
Sheep, meat by- products	0.02	10/15/12
Soybean, forage	0.05	None
Soybean, hay	0.10	None
Soybean, seed ..	0.01	None
Wheat, forage ...	0.02	None
Wheat, grain	0.01	None
Wheat, hay	0.01	None
Wheat, straw	0.01	None

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 070717340-8451-02]

RIN 0648-XK16

Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; Closure of the Directed Butterfish Fishery

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

ACTION: Temporary rule; closure.

SUMMARY: NMFS announces that the
directed fishery for butterfish in the
Exclusive Economic Zone (EEZ) will be
closed effective 0001 hours, September
5, 2008. Vessels issued a Federal permit
to harvest butterfish may not retain or
land more than 250 lb (0.11-mt) of
butterfish per trip for the remainder of
the year (through December 31, 2008).
This action is necessary to prevent the
fishery from exceeding its domestic
annual harvest (DAH) of 500 mt and to
allow for effective management of this
stock.

DATES: Effective 0001 hours, September
5, 2008, through 2400 hours, December
31, 2008.

FOR FURTHER INFORMATION CONTACT: Don
Frei, Fishery Management Specialist,
978-281-9221, Fax 978-281-9135.

SUPPLEMENTARY INFORMATION:

Regulations governing the butterfish
fishery are found at 50 CFR part 648.
The regulations require specifications
for maximum sustainable yield, initial
optimum yield, allowable biological
catch, domestic annual harvest (DAH),
domestic annual processing, joint
venture processing, and total allowable
levels of foreign fishing for the species
managed under the Atlantic Mackerel,
Squid, and Butterfish Fishery
Management Plan. The procedures for

setting the annual initial specifications
are described in § 648.21.

The 2008 specification of DAH for
butterfish was set at 500 mt (73 FR
18443, April 4, 2008).

Section 648.22 requires NMFS to
close the directed butterfish fishery in
the EEZ when 80 percent of the total
annual DAH has been harvested. If 80
percent of the butterfish DAH is
projected to be landed prior to October
1, a 250-lb (0.11-mt) incidental
butterfish possession limit is put in
effect for the remainder of the year, and
if 80 percent of the butterfish DAH is
projected to be landed on or after
October 1, a 600-lb (0.27-mt) incidental
butterfish possession limit is put in
effect for the remainder of the year.
NMFS is further required to notify, in
advance of the closure, the Executive
Directors of the Mid-Atlantic, New
England, and South Atlantic Fishery
Management Councils; mail notification
of the closure to all holders of butterfish
permits at least 72 hr before the effective
date of the closure; provide adequate
notice of the closure to recreational
participants in the fishery; and publish
notification of the closure in the **Federal
Register**. The Administrator, Northeast
Region, NMFS, based on dealer reports
and other available information, has
determined that 80 percent of the DAH
for butterfish in 2008 fishing year will
be harvested. Therefore, effective 0001
hours, September 5, 2008, the directed
fishery for butterfish fishery is closed
and vessels issued Federal permits for
butterfish may not retain or land more
than 250 lb (0.11 mt) of butterfish
during a calendar day. The directed
fishery will reopen effective 0001 hours,
January 1, 2009, when the 2009 DAH
becomes available.

Classification

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

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

Dated: September 2, 2008.

Allan D. Risenhoover,

*Director, Office of Sustainable Fisheries,
National Marine Fisheries Service.*

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