

Dated: November 21, 2014.
Shawn M. Garvin,
Regional Administrator, Region III.

40 CFR parts 52 and 81 are amended as follows:

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

■ 1. The authority citation for part 52 continues to read as follows:

Authority: 42 U.S.C. 7401 *et seq.*

Subpart NN—Pennsylvania

■ 2. In § 52.2020, the table in paragraph (e)(1) is amended by adding two entries

for 1997 Annual PM_{2.5} Maintenance Plan and one entry for 2006 24-Hour PM_{2.5} Maintenance Plan at the end of the table. The added text read as follows:

§ 52.2020 Identification of plan.

* * * * *
 (c) * * *
 (1) * * *

Name of non-regulatory SIP revision	Applicable geographic area	State submittal date	EPA approval date	Additional explanation
1997 Annual PM _{2.5} Maintenance Plan.	Harrisburg-Lebanon-Carlisle PM _{2.5} Nonattainment Area.	4/22/14	12/08/14 [Insert <i>ister citation</i>].	Federal Reg- See § 52.2036(r) and § 52.2059(k).
1997 Annual PM _{2.5} Maintenance Plan.	York PM _{2.5} Nonattainment Area	4/22/14	12/08/14 [Insert <i>ister citation</i>].	Federal Reg- See § 52.2036(r) and § 52.2059(l).
2006 24-Hour PM _{2.5} Maintenance Plan.	Harrisburg-Lebanon-Carlisle-York PM _{2.5} Nonattainment Area.	4/22/14	12/08/14 [Insert <i>ister citation</i>].	Federal Reg- See § 52.2036(r) and § 52.2059(m).

■ 3. Section 52.2036 is amended by adding paragraph (r) to read as follows:

§ 52.2036 Base year emissions inventory.

(r) EPA approves as revisions to the Pennsylvania State Implementation Plan the 2007 base year emissions inventory for the Harrisburg-Lebanon-Carlisle and York 1997 annual fine particulate matter (PM_{2.5}) nonattainment areas, and the Harrisburg-Lebanon-Carlisle-York 2006 24-hour PM_{2.5} nonattainment area submitted by the Pennsylvania Department of Environmental Protection on April 22, 2014. The emissions

inventory includes emissions estimates that cover the general source categories of point, area, nonroad, and onroad sources. The pollutants that comprise the inventory are nitrogen oxides (NO_x), volatile organic compounds (VOCs), PM_{2.5}, ammonia (NH₃), and sulfur dioxide (SO₂).

■ 4. Section 52.2059 is amended by adding paragraphs (k), (l) and (m) to read as follows:

§ 52.2059 Control strategy: Particular matter.

* * * * *

(k) EPA approves the maintenance plan for the Harrisburg-Lebanon-Carlisle nonattainment area for the 1997 annual PM_{2.5} NAAQS submitted by the Commonwealth of Pennsylvania on April 22, 2014. The maintenance plan includes the 2017 and 2025 PM_{2.5} and NO_x mobile vehicle emissions budgets (MVEBs) for the Dauphin, Lebanon and Cumberland Counties to be applied to all future transportation conformity determination and analyses for the Harrisburg-Lebanon-Carlisle nonattainment area for the 1997 annual PM_{2.5} NAAQS.

HARRISBURG-LEBANON-CARLISLE AREA'S MOTOR VEHICLE EMISSION BUDGETS FOR THE 1997 ANNUAL PM_{2.5} NAAQS IN TONS PER YEAR

Type of control strategy SIP	Year	PM _{2.5}	NO _x	Effective date of SIP approval
Maintenance Plan	2017	365	10,287	12/08/14
	2025	275	7,024	12/08/14

(l) EPA approves the maintenance plan for the York nonattainment area for the 1997 annual PM_{2.5} NAAQS submitted by the Commonwealth of

Pennsylvania on April 22, 2014. The maintenance plan includes the 2017 and 2025 PM_{2.5} and NO_x mobile vehicle emissions budgets (MVEBs) for the York

County to be applied to all future transportation conformity determination and analyses for the York nonattainment area for the 1997 annual PM_{2.5} NAAQS.

YORK AREA'S MOTOR VEHICLE EMISSION BUDGETS FOR THE 1997 ANNUAL PM_{2.5} NAAQS IN TONS PER YEAR

Type of control strategy SIP	Year	PM _{2.5}	NO _x	Effective date of SIP approval
Maintenance Plan	2017	192	5,390	12/08/14
	2025	144	3,398	12/08/14

(m) EPA approves the maintenance plan for the Harrisburg-Carlisle-Lebanon-York PM_{2.5} nonattainment area for the 2006 24-hour PM_{2.5} submitted by the Commonwealth of Pennsylvania on

April 22, 2014. The maintenance plan includes the 2017 and 2025 PM_{2.5} and NO_x mobile vehicle emissions budgets (MVEBs) for the Dauphin, Lebanon, Cumberland, and York Counties be

applied to all future transportation conformity determination and analyses for the Harrisburg-Carlisle-Lebanon-York nonattainment area for the 2006 24-hour PM_{2.5} NAAQS.

HARRISBURG-CARLISLE-LEBANON-YORK AREA'S MOTOR VEHICLE EMISSION BUDGETS FOR THE 2006 24-HOUR PM_{2.5} NAAQS IN TONS PER YEAR

Type of control strategy SIP	Year	PM _{2.5}	NO _x	Effective date of SIP approval
Maintenance Plan	2017	365	10,287	12/08/14
	2025	275	7,024	12/08/14
Maintenance Plan	2017	76	2,252	12/08/14
	2025	56	1,446	12/08/14
Maintenance Plan	2017	192	5,390	12/08/14
	2025	144	3,398	12/08/14

PART 81—DESIGNATION OF AREAS FOR AIR QUALITY PLANNING PURPOSES

■ 5. The authority citation for part 81 continues to read as follows:

Authority: 42 U.S.C. 7401 *et seq.*

■ 6. In § 81.339:

■ a. The 1997 Annual PM_{2.5} NAAQS table is amended by revising the entries for the Harrisburg-Lebanon-Carlisle, PA and York, PA Areas.

■ b. The 2006 24-Hour PM_{2.5} NAAQS tables are amended by revising the entry

for the Harrisburg-Lebanon-Carlisle-York, PA Area.

The revisions read as follows:

§ 81.339 Pennsylvania.

* * * * *

PENNSYLVANIA—1997 ANNUAL PM_{2.5} NAAQS

[Primary and secondary]

Designated area	Designation ^a		Classification	
	Date ¹	Type	Date ²	Type
Harrisburg-Lebanon-Carlisle, PA:				
Cumberland County	12/08/14	Attainment ...		Moderate.
Dauphin County	12/08/14	Attainment ...		Moderate.
Lebanon County	12/08/14	Attainment ...		Moderate.
* * * * *				
York, PA:				
York County	12/08/14	Attainment ...		Moderate.
* * * * *				

^a Includes Indian Country located in each county or area, except as otherwise specified.

¹ This date is 90 days after January 5, 2005, unless otherwise noted.

² This date is July 2, 2014, unless otherwise noted.

* * * * *

PENNSYLVANIA—2006 24-HOUR PM_{2.5} NAAQS

[Primary and secondary]

Designated area	Designation ^a		Classification	
	Date ¹	Type	Date ²	Type
Harrisburg-Lebanon-Carlisle-York, PA:				
Cumberland County	12/08/14	Attainment ...		Moderate.
Dauphin County	12/08/14	Attainment ...		Moderate.
Lebanon County	12/08/14	Attainment ...		Moderate.
York County	12/08/14	Attainment ...		Moderate.
* * * * *				

^a Includes Indian Country located in each county or area, except as otherwise specified.

¹ This date is 30 days after November 13, 2009, unless otherwise noted.

² This date is July 2, 2014, unless otherwise noted.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 622

[Docket No. 140828724-4992-02]

RIN 0648-BE23

Framework Action To Modify the Commercial Annual Catch Limit/Annual Catch Target Regulations for Three Individual Fishing Quota Species Complexes

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

ACTION: Final rule.

SUMMARY: NMFS issues this final rule to implement a framework action to the Fishery Management Plan (FMP) for the Reef Fish Resources of the Gulf of Mexico (Gulf) (Reef Fish FMP) as prepared by the Gulf of Mexico Fishery Management Council (Council). The action modifies the commercial annual catch limit (ACL) and annual catch target (ACT) regulations for three individual fishing quota (IFQ) program species complexes in the Gulf. This rule clarifies that the established commercial quotas are equal to the commercial ACTs and adds commercial ACLs to the regulations for three IFQ species complexes: Other shallow-water grouper (Other SWG), deep-water grouper (DWG), and tilefishes. The purpose of this rule is to optimize allowable harvest of IFQ species in the Gulf, while preventing overfishing, in accordance with National Standard 1 of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act).

DATES: This rule is effective January 7, 2015.

ADDRESSES: Electronic copies of the framework action, which includes a regulatory impact review and a Regulatory Flexibility Act analysis, may be obtained from the Southeast Regional Office Web site at <http://sero.nmfs.noaa.gov>.

FOR FURTHER INFORMATION CONTACT: Rich Malinowski, Southeast Regional Office, telephone: 727-824-5305.

SUPPLEMENTARY INFORMATION: NMFS and the Council manage the fisheries for Gulf Reef Fish Resources, which includes the complexes for Other SWG,

DWG, and tilefishes, under the Reef Fish FMP. Other SWG includes black grouper, scamp, yellowmouth grouper, yellowfin grouper; DWG includes warsaw grouper, snowy grouper, speckled hind, yellowedge grouper; and tilefishes include golden tilefish, blueline tilefish, and goldface tilefish. The Reef Fish FMP is implemented under the authority of the Magnuson-Stevens Act by regulations at 50 CFR part 622. All weights specified in this rule are in gutted weight.

On October 1, 2014, NMFS published a proposed rule for this framework action and requested public comment (79 FR 59204). The proposed rule and framework action outline the rationale for the actions contained in this final rule. This final rule clarifies that the commercial quotas for the Other SWG, DWG, and tilefishes complexes are equal to the commercial ACTs specified in the Generic Annual Catch Limit/Accountability Measures Amendment (Generic ACL Amendment) and adds commercial ACLs to the regulations for these same three complexes. This final rule also removes outdated quotas for these species complexes.

Comments and Responses

NMFS received one comment letter on the proposed rule from a commercial fishing organization. The comment and NMFS' response is summarized below.

Comment: The commercial quotas should be set equivalent to the ACL, not the ACT, because they are managed under a highly functioning and certain IFQ program. The present commercial IFQ program for SWG, DWG, and tilefish demonstrates that management uncertainty is effectively zero and therefore setting the commercial quota for these species complexes at their ACLs rather than their ACTs is justified.

Response: NMFS disagrees that the commercial quotas for IFQ species complexes should be set equal to the ACLs and not the ACTs. At the June Council meeting, the Council voted to use the ACL/ACT control rule adopted in the Generic ACL Amendment and retain the 4 percent buffer between the ACL and ACT for species in the IFQ program. Using the ACL/ACT control rule results in a recommended 4 percent buffer because of the uncertainty in managing stock complexes. While the aggregate quota is unlikely to be exceeded in an IFQ program, there is less control over the individual stocks within the aggregate. The Other SWG complex and DWG complex each consist of four stocks, and the tilefish complex consists of three stocks. If the proportion of each stock that makes up the landings changes, it may be possible

to overfish a single stock within the complex even when the aggregate quota is not exceeded.

Classification

The Regional Administrator, Southeast Region, NMFS, has determined that this final rule is necessary for the conservation and management of Gulf reef fish and is consistent with the framework action, the FMP, the Magnuson-Stevens Act and other applicable law.

This final rule has been determined to be not significant for purposes of Executive Order 12866.

The Chief Counsel for Regulation of the Department of Commerce certified to the Chief Counsel for Advocacy of the Small Business Administration during the proposed rule stage that this action would not have a significant economic impact on a substantial number of small entities. The factual basis for this certification was published in the proposed rule and is not repeated here. NMFS received one comment on the proposed rule concerning the decision to keep the commercial quota at the commercial ACT level, which does not affect the current level of landings. Therefore, the basis for the certification that this final rule would not have any impact on small entities has not changed. Accordingly, a regulatory flexibility analysis was not required and none was prepared.

List of Subjects in 50 CFR Part 622

Fisheries, Fishing, Gulf of Mexico, Individual fishing quota.

Dated: November 25, 2014.

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 § 622.39, paragraphs (a)(1)(ii) and (a)(1)(iii)(A) are revised to read as follows:

§ 622.39 Quotas.

* * * * *

(a) * * *

(1) * * *

(ii) Deep-water groupers (DWG) have a combined quota, as specified in paragraphs (a)(1)(ii)(A) through (C) of

