

elimination of a SNUR, such as this final rule, will not ever have a significant adverse economic impact on a substantial number of small entities. This determination, which is applicable to all such SNUR actions, is based on the fact that this type of Agency action eliminates an existing requirement and does not impose any new requirements. It therefore does not have any adverse economic impacts. This generic certification for SNUR revocations will be incorporated by reference in future individual SNUR revocations. In addition, this determination will be provided to the Chief Counsel for Advocacy of the Small Business Administration.

VII. Submission to Congress and the General Accounting Office

Under 5 U.S.C. 801(a)(1)(A), as added by the Small Business Regulatory Enforcement Fairness Act of 1996, the Agency has submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the General Accounting Office prior to publication of this rule in today's **Federal Register**. This is not a major rule as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 721

Environmental protection, Chemicals, Hazardous materials, Recordkeeping and reporting requirements.

Dated: May 15, 1997.

William H. Sanders, III

Director, Office of Pollution Prevention and Toxics.

Therefore, it is proposed that 40 CFR part 721 be amended as follows:

PART 721—[AMENDED]

1. The authority citation for part 721 would continue to read as follows:

Authority: 15 U.S.C. 2604, 2607, and 2625(c).

§§ 721.325, 721.370, 721.390, 721.400, 721.415, 721.460, 721.470, 721.490, 721.1175, 721.1575, 721.2050, 721.2170, 721.2650, 721.2750, 721.2930, 721.3028, 721.3120, 721.3640, 721.3870, 721.4020, 721.4220, 721.4400, 721.4780, 721.4790, 721.4800, 721.5705, 721.5910, 721.6500, 721.6580, 721.6640, 721.6700, 721.6720, 721.6740, 721.6760, 721.6780, 721.6840, 721.6880, 721.6940, 721.6960, 721.7040, 721.7080, 721.7100, 721.7140, 721.7180, 721.7240, 721.7300, 721.7320, 721.7340, 721.7370, 721.7400, 721.7420, 721.7460, 721.7540, 721.7560, 721.7580, 721.7660, 721.7680, 721.7740, 721.7760, 721.7780, 721.8075, 721.8265, 721.8275, 721.8290, 721.8300, 721.8325, 721.8335, 721.8375, 721.8400, 721.8425, 721.8475, 721.8525, 721.8550, 721.8575, 721.8600, 721.8650, 721.9240, 721.9320, 721.9360, 721.9420, 721.9510, 721.9525, 721.9870, 721.9940, 721.9975 [Removed]

2. By removing §§ 721.325, 721.370, 721.390, 721.400, 721.415, 721.460, 721.470, 721.490, 721.1175, 721.1575, 721.2050, 721.2170, 721.2650, 721.2750, 721.2930, 721.3028, 721.3120, 721.3640, 721.3870, 721.4020, 721.4220, 721.4400, 721.4780, 721.4790, 721.4800, 721.5705, 721.5910, 721.6500, 721.6580, 721.6640, 721.6700, 721.6720, 721.6740, 721.6760, 721.6780, 721.6840, 721.6880, 721.6940, 721.6960, 721.7040, 721.7080, 721.7100, 721.7140, 721.7180, 721.7240, 721.7300, 721.7320, 721.7340, 721.7370, 721.7400, 721.7420, 721.7460, 721.7540, 721.7560, 721.7580, 721.7660, 721.7680, 721.7740, 721.7760, 721.7780, 721.8075, 721.8265, 721.8275, 721.8290, 721.8300, 721.8325, 721.8335, 721.8375, 721.8400, 721.8425, 721.8475, 721.8525, 721.8550, 721.8575, 721.8600, 721.8650, 721.9240, 721.9320, 721.9360, 721.9420, 721.9510, 721.9525, 721.9870, 721.9940, and 721.9975.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[I.D. 052097C]

Fisheries of the Northeastern United States; Petition for Rulemaking for Redistribution of the Summer Flounder Quota

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

ACTION: Notice of receipt of petition for rulemaking; request for comments.

SUMMARY: NMFS announces receipt of, and requests public comment on, a petition for rulemaking on the distribution to the states of the annual

commercial quota for summer flounder. The State of Connecticut, Commissioner of Environmental Protection, has petitioned the Secretary of Commerce (Secretary) to adopt a commercial allocation of either 2 winter coastwide periods and a state-by-state summer period or a coastwide allocation system for all three periods (two winter periods and a summer period).

DATES: Comments on the petition are requested on or before August 1, 1997.

ADDRESSES: Copies of the petition for rulemaking are available upon request from Gary C. Matlock, Ph.D., Director, Office of Sustainable Fisheries, NMFS, 1315 East-West Highway, Silver Spring, MD 20910. Comments on the petition should be directed to Dr. Gary C. Matlock at the above address. Please mark the outside of the envelope "State of Connecticut Petition for Rulemaking."

FOR FURTHER INFORMATION CONTACT: Mark R. Millikin, 301-713-2341.

SUPPLEMENTARY INFORMATION: The fishery affected by this petition for rulemaking is the summer flounder fishery, which is managed under the Fishery Management Plan for the Summer Flounder, Scup, and Black Sea Bass Fisheries. The Secretary has management authority for this species group under the Magnuson-Stevens Fishery Conservation and Management Act. The management unit for this fishery is summer flounder (*Paralichthys dentatus*) in U.S. waters of the Atlantic Ocean from the southern border of North Carolina northward to the U.S.-Canada border. Implementing regulations for the fishery are found at 50 CFR part 648, subparts A and G.

The current method of allocating the annual commercial quota for summer flounder is on a state-by-state basis. The quota is apportioned among the states based on historical commercial landings averaged over the period 1980-89. The quota applies throughout the management unit; that is, all commercial landings in a state are attributed to that state's quota for a given year, regardless of where the summer flounder are harvested. The proportion of the coastwide quota that an individual state receives is the same each year, but the total amount varies from year to year, as the coastwide quota varies. Overages in a state's quota allocation in the prior year are deducted from that state's allocation in the following year.

The Connecticut petition proposes that the current state-specific allocation of the commercial quota for summer flounder be eliminated and that a

“Coastal Commercial Quota System” be adopted. One proposed system would establish a system similar to that approved recently for the scup fishery under a regulatory amendment for that fishery (62 FR 27978, May 22, 1997). That system would allocate the commercial quota into three unequal periods—two winter coastwide periods (January-April and November-December) and a state-by-state summer period (May-October). The second proposed system would allocate the annual quota into the same three unequal periods (January-April, May-October, and November-December);

however, a coastwide system would be implemented for all three periods in conjunction with a system of coastwide landing limits.

Connecticut’s petition states that either of these two coastwide systems would be acceptable. However, Connecticut’s petition prefers the commercial quota system that combines two coastwide winter periods with a state-by-state summer period. Connecticut further petitions that any regulation adopting a state-by-state allocation system have the percent shares for each state based upon landings data for the period 1990 through 1992.

NMFS requests interested persons to submit comments on the petition for rulemaking submitted by Connecticut. NMFS will consider this information in determining whether to proceed with the development of regulations suggested by the petition.

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

Dated: May 27, 1997.

Gary C. Matlock,

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

[FR Doc. 97-14217 Filed 5-30-97; 8:45 am]

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