

EFFECTIVE DATE: September 8, 1992.

FOR FURTHER INFORMATION CONTACT: Katherine A. Hossosky, (202-622-3970, not a toll-free number).

SUPPLEMENTARY INFORMATION:

Background

The regulations that are the subject of these corrections set forth final income tax regulations relating to the discounting of unpaid losses under section 846 of the Internal Revenue Code of 1986 (the Code). Section 846 was added to the Code by section 1023(c) of the Tax Reform Act of 1986 (100 Stat. 2399).

Need for Correction

As published, T.D. 8433 contains errors which may prove to be misleading and are in need of clarification.

Correction of Publication

Accordingly, the publication of final regulations (T.D. 8433), which was subject to FR Doc. 92-21299, is corrected as follows:

§ 1.846-0 [Corrected]

1. On page 40844, column 1, in § 1.846-0 in the entry for § 1.846-2, line 2, the language "own historical loss payment patterns." is corrected to read "own historical loss payment pattern."

§ 1.846-3 [Corrected]

2. On page 40847, column 1, § 1.846-3(f), paragraph (ii) of Example 5, line 4, the language "\$230,000-\$130,000). Under paragraph" is corrected to read "\$230,000-\$130,000). Under paragraph".

Dale D. Goode,

Federal Register Liaison Officer, Assistant Chief Counsel (Corporate).

[FR Doc. 92-25933 Filed 10-26-92; 8:45 am]

BILLING CODE 4830-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 60 and 61

[FRL-4527-1]

1992 Update for Partial Delegation of Authority to Bernalillo County (New Mexico) for New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of delegation of authority.

SUMMARY: The Environmental Protection Agency (EPA) announces the delegation

of authority to the Albuquerque-Bernalillo County Air Quality Control Board ("the Board") and the Albuquerque Environmental Health Department (AEHD) to implement and enforce the New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP) in Bernalillo County (New Mexico), including the City of Albuquerque. The provisions of full authority apply to all of the NSPS and NESHAP promulgated by the EPA through August 20, 1991, for NSPS and September 19, 1991, for NESHAP, and partial authority covers all new and amended standards promulgated after those dates. However, the delegation of authority, under this notice, does not apply to the sources located in Indian lands within the boundaries of Bernalillo County as specified in the delegation agreement and in this notice. Also, this delegation of authority is not applicable to the NESHAP radionuclide standards specified under 40 CFR part 61.

EFFECTIVE DATE: August 19, 1992.

ADDRESSES: The AEHD's request and delegation agreement may be obtained by writing to one of the following addresses:

Chief, Planning Section (6T-AP), Air Programs Branch, U.S. Environmental Protection Agency, 1445 Ross Avenue, suite 700, Dallas, Texas 75202, Telephone: (214) 655-7214;

Director, Air Pollution Control Division, Albuquerque Environmental Health Department, The City of Albuquerque, P.O. Box 1293, Albuquerque, New Mexico 87103, Telephone: (505) 768-2600.

FOR FURTHER INFORMATION CONTACT:

Mr. Ken Boyce, Planning Section, Air Programs Branch, U.S. Environmental Protection Agency, Region 6, 1445 Ross Avenue, suite 700, Dallas, Texas 75202, Telephone number (214) 655-7259.

SUPPLEMENTARY INFORMATION: Sections 111(c) and 112(l)(1) of the Clean Air Act allow the Administrator of the EPA to delegate EPA's authority to any State or local agency which can submit adequate regulatory procedures for implementation and enforcement of the NSPS and NESHAP programs.

The New Mexico Air Quality Control Act (NMAQCA) allows, by ordinance, "A" class counties and any municipality within an "A" class county to create a municipal, county or joint air quality board to administer and enforce the provisions of the NMAQCA. The City of Albuquerque and Bernalillo County have jointly established the "Albuquerque-Bernalillo County Air Quality Control Board" (herein called

"the Board") for administration and enforcement of NMAQCA because Bernalillo County is an "A" class county. Under the NMAQCA, the AEHD is the administrative and enforcement agency of the Board. The AEHD has established a program for the local administration and enforcement of the NMAQCA in Bernalillo County, in lieu of the New Mexico Environmental Improvement Division (the State agency). Authority for the NSPS and NESHAP programs were delegated to the State of New Mexico (except for sources located in Bernalillo County and Indian lands) on March 15, 1985.

On February 25, 1992, the AEHD requested EPA to update the delegation of authority to the AEHD for the NSPS and the NESHAP programs through August 20, 1991, for NSPS and September 19, 1991, for NESHAP. The AEHD also requested partial delegation of authority for the technical and administrative review of new or amended NSPS and NESHAP promulgated by the EPA after August 20, 1991, for NSPS and September 19, 1991, for NESHAP. The AEHD's request included (1) Air Quality Control Regulations 30 (NSPS) and 31 (NESHAP), (2) legal authority provided in Joint Air Quality Control Board Ordinances Article XVI and No. 88-45, and (3) the commitments for implementation and enforcement of the programs as documented in the AEHD Director's letter dated February 25, 1992. AQCRs 30 and 31 incorporate the Federal NSPS and NESHAP by reference through August 20, 1991, for NSPS and September 19, 1991, for NESHAP.

The EPA reviewed the AEHD Director's request, Air Quality Control Regulations 30 and 31 and all other information submitted by the AEHD, including its request for implementation of the partial delegation of these programs. The EPA has determined that the Board and the AEHD have adequate authority and effective procedures for implementing and enforcing the NSPS and NESHAP programs in Bernalillo County. Therefore, EPA is delegating full authority to the Board and the AEHD through August 20, 1991, for NSPS and September 19, 1991, for NESHAP, and partial authority for the technical and administrative review of new or amended NSPS and NESHAP promulgated by the EPA after August 20, 1991, for NSPS and September 19, 1991, for NESHAP, subject to conditions and limitations of the delegation agreement dated August 19, 1992. No authority was delegated to the Board or AEHD for the radionuclide standards under 40 CFR

part 61 and sources located on Indian lands within the boundaries of Bernalillo County.

Today's notice informs the public that the EPA has delegated full authority to the AEHD for implementation and enforcement of the NSPS and NESHAP promulgated by the EPA through August 20, 1991, for NSPS and September 19, 1991, for NESHAP, and partial authority is delegated for the new and amended standards after that date. All of the required information, pursuant to the Federal NSPS and NESHAP (40 CFR part 60 and 40 CFR part 61) by sources located within the boundaries of Bernalillo County and in areas outside of Indian lands, should be submitted directly to the Albuquerque Environmental Health Department, the City of Albuquerque, P.O. Box 1293, Albuquerque, New Mexico 87103. Sources located on Indian lands in the State of New Mexico, including Bernalillo County, should apply to the EPA Region 6 office at the address given in this notice. The sources located in the State of New Mexico, other than those areas specified above, should submit all of the required information to Chief, Air Quality Bureau, New Mexico Environmental Improvement Division, 1190 St. Francis Drive, Santa Fe, New Mexico 87503. All of the inquiries and requests concerning implementation and enforcement of the radionuclide standards under 40 CFR part 61, in the State of New Mexico, should be directed to the EPA Region 6 Office.

The Office of Management and Budget has exempted this information notice from the requirements of section 3 of Executive Order 12291.

This delegation is issued under the authority of section 111(c) and 112(l)(1) of the Clean Air Act, as amended (42 U.S.C. 7411(C) and 7412(D)).

List of Subjects

40 CFR Part 60

Air pollution control, Aluminum, Ammonium sulfate plants, Cement industry, Coal, Copper, Electric power plants, Fossil-Fuel steam generators, Glass and glass products, Grain, Iron, Lead, Metals, Motor vehicles, Nitric acid plants, Paper and paper industry, Petroleum Phosphate, Fertilizer, Sewage disposal, Steel, Sulfuric acid plants, Waste treatment and disposal, Zinc.

40 CFR Part 61

Air pollution control, Asbestos, Benzene, Beryllium, Hazardous materials, Mercury, Vinyl Chloride.

Dated: August 19, 1992.

Joe D. Winkle,
Regional Administrator (6A).
[FR Doc. 92-26022 Filed 10-26-92; 8:45 am]
BILLING CODE 6560-50-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Parts 611 and 685

[Docket No. 920776-2256]

RIN 0648-AE36

Pelagic Fisheries of the Western Pacific Region

AGENCY: National Marine Fisheries Service (NMFS), NOAA, Commerce.

ACTION: Final rule.

SUMMARY: The Secretary of Commerce (Secretary) issues this final rule to implement Amendment 6 to the Fishery Management Plan for the Pelagic Fisheries of the Western Pacific Region (FMP). The actions in this rule are intended to make the FMP and its implementing regulations consistent with amendments to the Magnuson Fishery Conservation and Management Act (Magnuson Act). The 1990 amendments to the Magnuson Act established exclusive U.S. jurisdiction over fisheries for tuna within the exclusive economic zone (EEZ). Amendment 6 provides that tunas and related species will be included in the fishery management unit for the FMP. Under Amendment 6, waters in the EEZ that are now closed to domestic longline vessels to prevent gear conflicts and incidental take of protected species also will be closed to operators of foreign vessels fishing for pelagic species. The amendment also applies some of the general foreign fishing regulations, which now apply to foreign longline vessels, to foreign baitboat and purse seine vessels. Foreign vessel reporting requirements and collection and reporting of data requirements that now apply to foreign longline vessels will also apply to foreign baitboat and purse seine vessels when approval from the Office of Management and Budget is received.

DATES: This action becomes effective at 0000 hours local time November 27, 1992.

The provisions of existing §§ 611.81(g) and 611.81(h), which are associated with collection-of-information requirements subject to the Paperwork Reduction Act, are not yet applicable to foreign baitboat and purse seine vessels. When approval from the Office of Management

and Budget is obtained, the provisions of §§ 611.81(g) and 611.81(h) will be applied to foreign baitboat and purse seine vessels and the public will be notified through publication in the Federal Register.

ADDRESSES: Copies of Amendment 6, which incorporates an environmental assessment and regulatory impact review, may be obtained from Kitty M. Simonds, Executive Director, Western Pacific Management Council, 1164 Bishop St., Suite 1405, Honolulu, HI 96813.

FOR FURTHER INFORMATION CONTACT: Kitty M. Simonds, Western Pacific Fishery Management Council, at (808) 523-1368; Svein Fougner, Fisheries Management Division, Southwest Region, NMFS, at (310) 980-4034; or Alvin Z. Katekaru, Pacific Area Office, Southwest Region, NMFS, at (808) 955-8831.

SUPPLEMENTARY INFORMATION: The Western Pacific Fishery Management Council (Council) functions under authority of the Magnuson Act. Until recently, section 102 of the Magnuson Act excluded tuna from the exclusive management authority of the United States. The 1990 amendments to the Magnuson Act provided for the inclusion of tunas, beginning January 1, 1992. In the Pacific, tuna fisheries are to be managed under fishery management plans of the Regional Fishery Management Councils. The Council prepared the FMP for fisheries that take pelagic species other than tunas (i.e., swordfish, marlins, other billfishes, mahimahi, wahoo, and oceanic sharks) in 1986, and regulations were implemented in 1987 (52 FR 5987, February 27, 1987). This amendment will bring the FMP into conformance with the Magnuson Act. The proposed rule to implement this amendment was published at 57 FR 32952 (July 24, 1992).

As indicated in the proposed rule, Amendment 6 redefines the Pacific pelagic species management unit by listing genera of tunas, billfishes and associated species, and families of oceanic sharks, in the management unit, rather than listing each individual species. The tunas and related species to be added to the FMP management unit include the genera that contain these species: *Allothunnus fallai*, *Auxis rochei*, *A. thazard*, *Euthynnus affinis*, *E. lineatus*, *Gymnosarda unicolor*, *Katsuwonus pelamis*, *Scomber japonicus*, *Thunnus albacares*, *T. alalunga*, *T. obesus*, and *T. thynnus*. Each genus contains species that are caught by operators of vessels that fish in or otherwise use waters within the