

taking into account—among other things and to the extent practicable—the costs of cumulative regulations;

(3) In choosing among alternative regulatory approaches, select those approaches that maximize net benefits (including potential economic, environmental, public health and safety, and other advantages; distributive impacts; and equity);

(4) To the extent feasible, specify performance objectives, rather than the behavior or manner of compliance a regulated entity must adopt; and

(5) Identify and assess available alternatives to direct regulation, including economic incentives—such as user fees or marketable permits—to encourage the desired behavior, or provide information that enables the public to make choices.

Executive Order 13563 also requires an agency “to use the best available techniques to quantify anticipated present and future benefits and costs as accurately as possible.” The Office of Information and Regulatory Affairs of OMB has emphasized that these techniques may include “identifying changing future compliance costs that might result from technological innovation or anticipated behavioral changes.”

We are issuing this final priority and definitions only on a reasoned determination that their benefits justify their costs. In choosing among alternative regulatory approaches, we selected those approaches that maximize net benefits. Based on the analysis that follows, the Department believes that this regulatory action is consistent with the principles in Executive Order 13563.

We also have determined that this regulatory action does not unduly interfere with State, local, and Tribal governments in the exercise of their governmental functions.

In accordance with these Executive orders, the Department has assessed the potential costs and benefits, both quantitative and qualitative, of this regulatory action. The potential costs are those resulting from statutory requirements and those we have determined as necessary for administering the Department’s programs and activities. The costs would include the time and effort in responding to the priority for entities that choose to respond.

In addition, we have considered the potential benefits of this regulatory action and have noted these benefits in the background section of this document. The benefits include continuing to provide both TA and a structured training program focused on

the VR process and practices and the unique skills and knowledge necessary to improve employment outcomes for American Indians with disabilities.

Intergovernmental Review: This program is not subject to Executive Order 12372 and the regulations in 34 CFR part 79.

Regulatory Flexibility Act Certification: The Secretary certifies that this regulatory action will not have a significant economic impact on a substantial number of small entities. The U.S. Small Business Administration Size Standards define proprietary institutions as small businesses if they are independently owned and operated, are not dominant in their field of operation, and have total annual revenue below \$7,000,000. Nonprofit institutions are defined as small entities if they are independently owned and operated and not dominant in their field of operation. Public institutions are defined as small organizations if they are operated by a government overseeing a population below 50,000.

The small entities that this regulatory action will affect are public or private nonprofit agencies and organizations, including Indian Tribes and institutions of higher education that may apply. We believe that the costs imposed on an applicant by the priority and definitions will be limited to paperwork burden related to preparing an application and that the benefits of the priority and definitions will outweigh any costs incurred by the applicant. There are very few entities that could provide the type of training and TA required under the final priority. For these reasons the priority and definitions will not impose a burden on a significant number of small entities.

Paperwork Reduction Act of 1995: The priority and definitions contain information collection requirements that are approved by OMB under OMB control number 1820–0018; the priority and definitions do not affect the currently approved data collection.

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David Cantrell,

Deputy Director, Office of Special Education Programs. Delegated the authority to perform the functions and duties of the Assistant Secretary for the Office of Special Education and Rehabilitative Services.

[FR Doc. 2021–05430 Filed 3–11–21; 4:15 pm]

BILLING CODE 4000–01–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 660

[Docket No. 210308–0049]

RIN 0648–BJ74

Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; 2021–2022 Biennial Specifications and Management Measures; Correction

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

ACTION: Final rule; correcting amendment.

SUMMARY: This action contains corrections to the final rule for the 2021–2022 Biennial Harvest Specifications and Management Measures for groundfish harvested in the U.S. exclusive economic zone off the coasts of Washington, Oregon, and California published on December 11, 2020. This action corrects: the Rockfish Conservation Area (RCA) waypoints for the 100 fathom depth contour, the other flatfish gear restrictions in the RCA, language describing the boundary lines for the depth contours, and the boundaries of the non-groundfish RCA for California halibut, sea cucumber, and ridgeback prawns south of 34°27′ N. lat. These corrections are necessary so the regulations accurately implement the Pacific Fishery Management

Council's intent and are consistent with what was anticipated by participants in the groundfish fishery.

DATES: This correction is effective March 16, 2021.

FOR FURTHER INFORMATION CONTACT:

Karen Palmigiano at karen.palmigiano@noaa.gov or 206-526-4491.

SUPPLEMENTARY INFORMATION: NMFS published a final rule on December 11, 2020, (85 FR 79880), that implemented the 2021–2022 harvest specifications and management measures for groundfish harvested in the U.S. exclusive economic zone off the coasts of Washington, Oregon, and California. That final rule was effective January 1, 2021. After publication of the final rule, NMFS noted the need for four corrections.

Corrections

The final rule for the 2021–2022 groundfish harvest specifications and management measures (85 FR 79880; December 11, 2020) inadvertently deleted the final waypoint for the line approximating the 100-fathom depth contour coast-wide at the U.S. and Mexico border. This waypoint, known as point #322, at 32°34.22' North latitude (N lat.), 117°21.20' West longitude (W. long.) was part of the regulations in 2020 and the Pacific Fishery Management Council (Council) did not recommend to remove it through the 2021–2022 harvest specifications. This final rule will add point #322 back into the list of waypoints for the 100-fathom line. Without this point identified in the regulations, it is difficult for members of industry to use their plotters to identify the boundaries of the non-trawl RCA. Additionally, the waypoint must be reinstated into the regulations in order for law enforcement to correctly enforce the boundaries of the non-trawl RCA. This correcting amendment would revise the regulations to reinstate the missing waypoint.

In order to make the description of the depth contours off of California consistent with the description used for Oregon and Washington, the final rule noted in section “V. Changes From the Proposed Rule” that the language describing the boundary lines in § 660.360(3)(i)(A)(1) and (2) would be changed from . . . is prohibited seaward of the 30 fm (55m) depth contour . . . to . . . is prohibited seaward of the boundary line approximating the 30 fm (55m) depth contour However, the final rule inadvertently did not change the regulatory text to include the updated description. This correcting amendment

would revise the language in § 660.360(3)(i)(A)(1) and (2) to include the correct description of the depth contours consistent with the intent of the 2021–2022 harvest specifications final rule and the Council's intent. This clarification is needed to provide consistency among sections in the regulations so that the description of the depth contours for recreational closed areas are consistent between the three states.

The final rule implemented the Council recommendation to remove the gear restrictions for the limited-entry fixed-gear (LEFG) and open-access (OA) fishery targeting stocks in the “Other Flatfish” complex south of 42° N lat. by removing the hook-and-line gear restriction language from the LEFG and OA trip limit tables. However, NMFS inadvertently did not remove the gear restriction from other sections of the regulatory text. Specifically, the requirement to use no more than 12 hooks, Number 2 or smaller, which measure no more than 11 mm (0.44 inches) point to shank and up to two 1-lb (0.45 kg) weights per line should have been removed in all places it appears in the regulatory text and replaced with hook and line gear only. This final rule would remove the gear restriction specifying the type and number of hooks from the regulations so that the regulations are consistent and follow the intent of the action. This correction is needed to reduce confusion and inconsistencies in the regulatory text as to what gears are allowed to be used inside the non-trawl RCA.

The final rule included a typographical error in the description of the boundary lines south of 34°27' N lat. for the non-groundfish trawl RCA for California halibut, sea cucumber, and ridgeback prawns in Table 3 (South) to Subpart F. Instead of stating the fathom lines of the boundary, the boundaries are stated as 01/01/2021+A108:P133. This final rule will correct the boundary from the 100 fm line to the 150 fm line. This correction is needed to enforce the boundaries of this non-groundfish trawl RCA and also to reduce confusion about the boundaries among members of industry.

All of these corrections are consistent with the Council action for the 2021–2022 groundfish harvest specifications and the public expects the regulations to be written as in the correction. These are minor corrections to correctly implement the Council's intent in their final action taken in June 2020.

Classification

NMFS is issuing this rule pursuant to 305(d) of the Magnuson-Stevens Act. In

a previous action taken pursuant to section 304(b), the Council designed the Pacific Coast Groundfish Fishery Management Plan (FMP) to authorize NMFS to take this action pursuant to MSA section 305(d). See 50 CFR 660. The NMFS Assistant Administrator has determined that this final rule is consistent with the FMP and other applicable law.

Pursuant to 5 U.S.C. 553(b)(B), the Assistant Administrator for Fisheries (AA) finds there is good cause to waive prior notice and an opportunity for public comment on this action, as notice and comment would be unnecessary and contrary to public interest. Notice and comment are unnecessary and contrary to the public interest because this action corrects inadvertent errors related to the December 11, 2020 final rule (85 FR 79880). Immediate correction of the errors is necessary to prevent confusion among participants in the fishery due to conflicting gear restrictions and lack of waypoints to define boundary lines that could result in issues with enforcement. To effectively correct the errors, the changes in this action must be effective upon publication as the fishery has already begun. Thus, there is not sufficient time for notice and comment. In addition, notice and comment is unnecessary because this notice makes only minor changes to correct inadvertent errors related to the December 11, 2020 final rule (85 FR 79880). These corrections will not affect the results of analyses conducted to support management decisions in the Pacific Coast groundfish fishery. These corrections are consistent with the Council's intent for regulations and the public expects the regulations to be written as in the correction. No change in operating practices in the fishery is required.

For the same reasons stated above, the AA has determined good cause exists to waive the 30-day delay in effectiveness pursuant to 5 U.S.C. 553(d). This notice makes only minor corrections to the final rule which was effective January 1, 2021. Delaying effectiveness of these corrections would result in conflicts in the regulations and confusion among fishery participants. Because prior notice and an opportunity for public comment are not required to be provided for this rule by 5 U.S.C. 553, or any other law, the analytical requirements of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, are not applicable. Accordingly, no Regulatory Flexibility Analysis is required for this rule and none has been prepared.

This final rule is not significant under Executive Order 12866.

This final rule contains no information collection requirements under the Paperwork Reduction Act of 1995.

List of Subjects in 50 CFR Part 660

Fisheries, Fishing, and Indian fisheries.

Dated: March 10, 2021.

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 660 is corrected by making the following correcting amendments:

PART 660—FISHERIES OFF WEST COAST STATES

- 1. The authority citation for 50 CFR part 660 continues to read as follows:

Authority: 16 U.S.C. 1801 *et seq.*, 16 U.S.C. 773 *et seq.*, and 16 U.S.C. 7001 *et seq.*

- 2. In § 660.73, add paragraph (a)(322) to read as follows:

§ 660.73 Latitude/longitude coordinates defining the 100 fm (183 m) through 150 fm (274 m) depth contours.

* * * * *

(a) * * *

(322) 32°34.22' N lat., 117°21.20' W long.

* * * * *

- 3. In § 660.230, revise paragraph (d) introductory text, add paragraph (d)(10)(i), and revise paragraphs (d)(11)(iv) and (d)(12) and (13) to read as follows:

§ 660.230 Fixed gear fishery—management measures.

* * * * *

(d) *Groundfish conservation areas.* GCAs are defined by coordinates expressed in degrees of latitude and longitude. The latitude and longitude coordinates of the GCA boundaries are specified at §§ 660.70 through 660.74. A vessel that is authorized by this paragraph to fish within a GCA (*e.g.*, fishing for “other flatfish” with hook and line gear only), may not simultaneously have other gear on board the vessel that is unlawful to use for fishing within the GCA. The following GCAs apply to vessels participating in the limited entry fixed gear fishery.

* * * * *

(10) * * *

(i) Fishing for “other flatfish” is permitted within the CCAs with hook and line gear only; and provided a valid declaration report as required at § 660.13(d), subpart C, has been filed with NMFS OLE.

* * * * *

(11) * * *

(iv) It is lawful to fish within the nontrawl RCA with limited entry fixed gear using hook and line gear only when trip limits authorize such fishing, and provided a valid declaration report as required at § 660.13(d), subpart C, has been filed with NMFS OLE.

(12) *Farallon Islands.* Under California law, commercial fishing for all groundfish is prohibited between the shoreline and the 10 fm (18 m) depth contour around the Farallon Islands. An exception to this prohibition is that commercial fishing for “other flatfish” is allowed around the Farallon Islands using hook and line gear only. (See Table 2 (South) of this subpart.) For a definition of the Farallon Islands, see § 660.70, subpart C.

(13) *Cordell Banks.* Commercial fishing for groundfish is prohibited in waters of depths less than 100 fm (183 m) around Cordell Banks, as defined by specific latitude and longitude coordinates at § 660.70, subpart C. An exception to this prohibition is that commercial fishing for “other flatfish” is allowed around Cordell Banks using hook and line gear only.

* * * * *

- 4. Revise Table 2 (North) and Table 2 (South) to part 660, subpart E, to read as follows:

BILLING CODE 3510-22-P

Table 2 (North) to Part 660, Subpart E—Non-Trawl Rockfish Conservation Areas and Trip Limits for Limited Entry Fixed Gear North of 40°10' N.

Table 2 (North) to Part 660, Subpart E -- Non-Trawl Rockfish Conservation Areas and Trip Limits for Limited Entry Fixed Gear North of 40°10' N. lat.						
Other limits and requirements apply -- Read §§660.10 through 660.399 before using this table						
	JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC
Rockfish Conservation Area (RCA)^{1/}:						
¹ North of 46° 16' N. lat.	shoreline - 100 fm line ^{1/}					
² 46° 16' N. lat. - 40° 10' N. lat.	40 fm line ^{1/} - 100 fm line ^{1/}					
	30 fm line ^{1/} - 40 fm line ^{1/2/}					
See §§660.60 and 660.230 for additional gear, trip limit and conservation area requirements and restrictions. See §§660.70-660.74 and §§660.76-660.79 for State trip limits and seasons may be more restrictive than Federal trip limits or seasons, particularly in waters off Oregon and California.						
⁴ Minor Slope Rockfish ^{3/} & Darkblotched rockfish	8,000 lb/ 2 month					
⁵ Pacific ocean perch	3,600 lb/ 2 months					
⁶ Sablefish	1,700 lb week, not to exceed 5,100 lbs / 2 months					
⁷ Longspine thornyhead	10,000 lb/ 2 months					
⁸ Shortspine thornyhead	2,000 lb/ 2 months					
⁹ Dover sole, arrowtooth flounder, petrale sole, English sole, starry flounder, Other Flatfish ^{4/5/}	10,000 lbs/ month					
¹² Whiting	10,000 lb/ trip					
¹³ Minor Shelf Rockfish ^{3/}	800 lbs / month					
¹⁴ Shortbelly Rockfish	200 lbs / month					
¹⁵ Widow rockfish	4,000 lb/ 2 month					
¹⁶ Yellowtail rockfish	3,000 lb/ month					
¹⁷ Canary rockfish	3,000 lb/ 2 months					
¹⁸ Yelloweye rockfish	CLOSED					
¹⁹ Minor Nearshore Rockfish, Oregon black/blue/deacon rockfish & CA black rockfish ^{6/}						
²⁰ North of 42°00' N. lat.	5,000 lb/ 2 months, no more than 1,200 lb of which may be species other than black rockfish or blue/deacon rockfish ^{4/}					
²¹ 42°00' N. lat. - 40°10' N. lat.	7,000 lb/ 2 months, no more than 2,000 lb of which may be species other than black rockfish					
²² Lingcod ^{6/}						
²³ North of 42°00' N. lat.	4,000 lb/ 2 months					
²⁴ 42°00' N. lat. - 40°10' N. lat.	2,000 lb/2 months					
²⁵ Pacific cod	1,000 lb/ 2 months					
²⁶ Spiny dogfish	200,000 lb / 2months	150,000 lb / 2months		100,000 lb / 2months		
²⁷ Longnose skate	Unlimited					
²⁸ Other Fish ^{7/} & Cabezon in California	Unlimited					
²⁹ Oregon Cabezon/Kelp Greenling	Unlimited					
³⁰ Big skate	Unlimited					

TABLE 2 (North)

1/ The Rockfish Conservation Area is an area closed to fishing by particular gear types, bounded by lines specifically defined by latitude and longitude coordinates set out at §§ 660.71-660.74. This RCA is not defined by depth contours (with the exception of the 20-fm depth contour boundary south of 42° N. lat.), and the boundary lines that define the RCA may close areas that are deeper or shallower than the depth contour. Vessels that are subject to RCA restrictions may not fish in the RCA, or operate in the RCA for any purpose other than transiting.

2/ Between 46°16' N. lat. and 40°10' N. lat. and the 30 fm and 40 fm lines, fishing is only allowed with hook-and-line gear except bottom longline and dinglebar gear, as defined in §660.11

3/ Bocaccio, chilipepper and cowcod are included in the trip limits for Minor Shelf Rockfish and splitnose rockfish is included in the trip limits for Minor Slope Rockfish.

4/ "Other flatfish" are defined at § 660.11 and include butter sole, curfin sole, flathead sole, Pacific sandbar, rex sole, rock sole, and sand sole.

5/ For black rockfish north of Cape Alava (48°09'50" N. lat.), and between Destruction Is. (47°40' N. lat.) and Leadbetter Pt. there is an additional limit of 100 lb or 30 percent by weight of all fish on board, whichever is greater, per vessel, per fishing trip.(46°38'17" N. lat.).

6/ The minimum size limit for lingcod is 22 inches (56 cm) total length North of 42° N. lat. and 24 inches (61 cm) total length South of 42° N. lat.

7/ "Other Fish" are defined at § 660.11 and include kelp greenling off California and leopard shark.

8/ LEFG vessels are allowed to fish inside groundfish conservation areas using hook and line only. See section 660.230 (d) of the regulations for more information.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

TABLE 2 (North)

^{1/} The Rockfish Conservation Area is an area closed to fishing by particular gear types, bounded by lines specifically defined by latitude and longitude coordinates set out at §§ 660.71-660.74. This RCA is not defined by depth contours (with the exception of the 20-fm depth contour boundary south of 42° N. lat.), and the boundary lines that define the RCA may close areas that are deeper or shallower than the depth contour. Vessels that are subject to RCA restrictions may not fish in the RCA, or operate in the RCA for any purpose other than transiting.

^{2/} Between 46°16' N. lat. and 40°10' N. lat. and the 30 fm and 40 fm lines, fishing is only allowed with hook-and-line gear except bottom longline and danglebar gear, as defined in §660.11

^{3/} Bocaccio, chilipepper and cowcod are included in the trip limits for Minor Shelf Rockfish and splinose rockfish is included in the trip limits for Minor Slope Rockfish.

^{4/} "Other flatfish" are defined at § 660.11 and include butter sole, curfin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole.

^{5/} For black rockfish north of Cape Alava (48°09.50' N. lat.), and between Destruction Is. (47°40' N. lat.) and Leadbetter Pt. there is an additional limit of 100 lb or 30 percent by weight of all fish on board, whichever is greater, per vessel, per fishing trip.(46°38.17' N. lat.).

^{6/} The minimum size limit for lingcod is 22 inches (56 cm) total length North of 42° N. lat. and 24 inches (61 cm) total length South of 42° N. lat.

^{7/} "Other Fish" are defined at § 660.11 and include kelp greenling off California and leopard shark.

^{8/} LEFG vessels are allowed to fish inside groundfish conservation areas using hook and line only. See section 660.230 (d) of the regulations for more information.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

Table 2 (South) to Part 660, Subpart E—Non-Trawl Rockfish Conservation Areas and Trip Limits for Limited Entry Fixed Gear South of 40°10' N.

Table 2 (South) to Part 660, Subpart E -- Non-Trawl Rockfish Conservation Areas and Trip Limits for Limited Entry Fixed Gear South of 40°10' N. lat.									
Other limits and requirements apply -- Read §§660.10 through 660.399 before using this table									
		JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT		NOV-DEC	2/16/2021
Rockfish Conservation Area (RCA)^{1/}:									
1	40°10' N. lat. - 38°57.5' N. lat.				40 fm line ^{1/} - 125 fm line ^{1/}				
2	38°57.5' N. lat. - 34°27' N. lat.				50 fm line ^{1/} - 125 fm line ^{1/}				
3	South of 34°27' N. lat.				100 fm line ^{1/} - 125 fm line ^{1/} (also applies around islands)				
See §§660.60 and 660.230 for additional gear, trip limit and conservation area requirements and restrictions. See §§660.70-660.74 and §§660.76-660.79 for State trip limits and seasons may be more restrictive than Federal trip limits or seasons, particularly in waters off Oregon and California.									
3	Minor Slope rockfish^{2/} &				40,000 lb/ 2 months, of which no more than 6,000 lb may be blackgill rockfish				
4	Splitnose rockfish				40,000 lb/ 2 months				
5	Sablefish								
6	40°10' N. lat. - 36°00' N. lat.				1,700 lb/week, not to exceed 5,100 lbs / 2 months				
7	South of 36°00' N. lat.				2,500 lb/ week				
8	Longspine thornyhead				10,000 lb/ 2 months				
9	Shortspine thornyhead								
10	40°10' N. lat. - 34°27' N. lat.				2,000 lb/ 2 months			2,500 lb/ 2 months	
11	South of 34°27' N. lat.				3,000 lb/ 2 months				
12	Dover sole, arrowtooth flounder, petrale sole, English sole, starry flounder, Other Flatfish^{3/8/}				10,000 lb/ month				
13									
14									
15	Whiting				10,000 lb/ trip				
Minor Shelf Rockfish^{2/}									
	40°10' N. lat. - 34°27' N. lat.				8,000 lbs. / 2 months, of which no more than 500 lbs. may be vermillion				
	South of 34°27' N. lat.				5,000 lbs. / 2 months, of which no more than 3,000lbs. may be vermillion				
Widow									
	40°10' N. lat. - 34°27' N. lat.				10,000 lbs. / 2 months				
	South of 34°27' N. lat.				8,000 lbs. / 2 months				
21	Chilipepper								
	40°10' N. lat. - 34°27' N. lat.				10,000 lbs. / 2 months				
	South of 34°27' N. lat.				8,000 lbs. / 2 months				
Shortbelly Rockfish									
	South of 40°10' N. lat.				200 lb/ month				
22	Canary rockfish				3,500 lbs/ 2 months				
23	Yelloweye rockfish				CLOSED				
24	Cowcod				CLOSED				
25	Bronzespotted rockfish				CLOSED				
26	Bocaccio				6,000 lbs/ 2 months				
Minor Nearshore Rockfish									
	Shallow nearshore ^{4/}				2,000 lbs/ 2 months				
	Deeper nearshore ^{5/}				2,000 lbs/ 2 months				
30	California Scorpionfish				3,500 lbs/ 2 months				
	Lingcod^{6/}				1,600 lbs / 2 months				
32	Pacific cod				1,000 lb/ 2 months				
33	Spiny dogfish	200,000 lb/ 2 months		150,000 lb/ 2 months				100,000 lb/ 2 months	
34	Longnose skate				Unlimited				
35	Other Fish^{7/} & Cabezon in California				Unlimited				
36	Big Skate				Unlimited				

1/ The Rockfish Conservation Area is an area closed to fishing by particular gear types, bounded by lines specifically defined by latitude and longitude coordinates set out at §§ 660.71-660.74. This RCA is not defined by depth contours (with the exception of the 20-fm depth contour boundary south of 42° N. lat.), and the boundary lines that define the RCA may close areas that are deeper or shallower than the depth contour. Vessels that are subject to RCA restrictions may not fish in the RCA, or operate in the RCA for any purpose other than transiting.

2/ POP is included in the trip limits for Minor Slope Rockfish. Blackgill rockfish have a species specific trip sub-limit within the Minor Slope Rockfish cumulative limit. Yellowtail rockfish are included in the trip limits for Minor Shelf Rockfish. Bronzespotted rockfish have a species specific trip limit.

3/ "Other Flatfish" are defined at § 660.11 and include butter sole, curfin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole.

4/ "Shallow Nearshore" are defined at § 660.11 under "Groundfish" (7)(i)(B)(1).

5/ "Deeper Nearshore" are defined at § 660.11 under "Groundfish" (7)(i)(B)(2).

6/ The commercial minimum size limit for lingcod is 24 inches (61 cm) total length South of 42° N. lat.

7/ "Other Fish" are defined at § 660.11 and include kelp greenling off California and leopard shark.

8/ LEFG vessels are allowed to fish inside groundfish conservation areas using hook and line only. See section 660.230 (d) of the regulations for more information.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

TABLE 2 (South)

BILLING CODE 3510-22-C

■ 5. In § 660.330, revise paragraphs (d) introductory text, (d)(11)(i), (d)(12)(iv), and (d)(14) and (15) to read as follows:

§ 660.330 Open access fishery—management measures.

* * * * *

(d) *Groundfish conservation areas (GCAs)*. GCAs, a type of closed area, are defined at § 660.11 and with latitude and longitude coordinates at §§ 660.70 through 660.74. A vessel that is authorized by this paragraph to fish within a GCA (e.g., fishing for "other flatfish" using hook and line gear only),

may not simultaneously have other gear on board the vessel that is unlawful to use for fishing within the GCA. The following GCAs apply to vessels participating in the open access groundfish fishery.

* * * * *

(11) * * *

(i) Fishing for "other flatfish" is allowed within the CCAs with hook and line gear only; and provided a valid declaration report as required at § 660.13(d), has been filed with NMFS OLE.

* * * * *

(12) * * *

(iv) Fishing for "other flatfish" off California (between 42° N lat. south to the U.S./Mexico border) is allowed within the nontrawl RCA with hook and line gear only; and provided a valid declaration report as required at § 660.13(d), has been filed with NMFS OLE.

* * * * *

(14) *Farallon Islands*. Under California law, commercial fishing for all groundfish is prohibited between the shoreline and the 10 fm (18 m) depth contour around the Farallon Islands. An

exception to this prohibition is that commercial fishing for “other flatfish” is allowed around the Farallon Islands using hook and line gear only. (See Table 2 (South) of this subpart.) For a definition of the Farallon Islands, see § 660.70, subpart C.

(15) *Cordell Banks*. Commercial fishing for groundfish is prohibited in waters of depths less than 100-fm (183-m) around Cordell Banks, as defined by specific latitude and longitude coordinates at § 660.70, subpart C. An exception to this prohibition is that commercial fishing for “other flatfish”

is allowed around Cordell Banks using hook and line gear only.

* * * * *

■ 6. Revise Table 3 (North) and Table 3 (South) to part 660, subpart F, to read as follows:

BILLING CODE 3510-22-P

Table 3 (North) to Part 660, Subpart F—Non-Trawl Rockfish Conservation Areas and Trip Limits for Open Access Gears North of 40°10' N. lat.

Table 3 (North) to Part 660, Subpart F – Non-Trawl Rockfish Conservation Areas and Trip Limits for Open Access Gears North of 40°10' N. lat.						
Other limits and requirements apply – Read §§660.10 through 660.399 before using this table						2/16/2021
	JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC
Rockfish Conservation Area (RCA)^{1/}:						
1 North of 46°16' N. lat.						shoreline - 100 fm line ^{1/}
2 46°16' N. lat. - 40°10' N. lat.						40 fm line ^{1/} - 100 fm line ^{1/}
						30 fm line ^{1/} - 40 fm line ^{1/2/}
See §§660.60, 660.330 and 660.333 for additional gear, trip limit and conservation area requirements and restrictions. See §§660.70-660.74 and §§660.76-660.79 for conservation area descriptions and coordinates (including RCAs, YRCAs, CCAs, Farallon Islands, Cordell Bank, and EFHCAs).						
State trip limits and seasons may be more restrictive than Federal trip limits or seasons, particularly in waters off Oregon and California.						
4 Minor Slope Rockfish ^{3/} & Darkblotched rockfish						2,000 lbs / months
5 Pacific ocean perch						100 lbs/ month
6 Sablefish						600 lbs. daily, or 1 landing per week up to 2,000 lbs, not to exceed 4,000 lbs/2 months
7 Shortpine thornyheads						50 lb/month
8 Longspine thornyheads						50 lb/month
9 Dover sole, arrowtooth flounder, petrale sole, English sole, starry flounder, Other Flatfish ^{4/8/}						5,000 lbs/ month
12 Whiting						300 lbs/ month
13 Minor Shelf Rockfish ^{3/}						800 lbs / month
14 Widow rockfish						2,000 lb/ 2 months
15 Shortbelly Rockfish						200 lbs / month
16 Yellowtail rockfish						1,500 lbs/ month
17 Canary rockfish						1,000 lbs/ 2 months
18 Yelloweye rockfish						CLOSED
19 Minor Nearshore Rockfish, Oregon black/blue/deacon rockfish & CA black rockfish						
20 North of 42°00' N. lat.						5,000 lb/ 2 months, no more than 1,200 lb of which may be species other than black rockfish or blue/deacon rockfish ^{5/}
21 42°00' N. lat. - 40°10' N. lat.						7,000 lb/ 2 months, no more than 2,000 lb of which may be species other than black rockfish
22 Lingcod ^{6/}						
23 North of 42°00' N. lat.						2,000 lbs/ month
24 42°00' N. lat. - 40°10' N. lat.						1,000 lbs / month
25 Pacific cod						1,000 lbs/ 2 months
26 Spiny dogfish		200,000 lbs/ 2 months		150,000 lbs/ 2 months		100,000 lbs/ 2 months
27 Longnose skate						Unlimited
28 Big skate						Unlimited
29 Other Fish ^{7/} & Cabezon in California						Unlimited
30 Oregon Cabezon/Kelp Greenling						Unlimited
31 SALMON TROLL (subject to RCAs when retaining all species of groundfish, except for yellowtail rockfish and lingcod, as described below)						Salmon trollers may retain and land up to 500 lbs of yellowtail rockfish per month as long as salmon is on board, both within and outside of the RCA. Salmon trollers may retain and land up to 1 lingcod per 5 Chinook per trip, plus 1 lingcod per trip, up to a trip limit of 10 lingcod, on a trip where any fishing occurs within the RCA. The lingcod limit only applies during times when lingcod retention is allowed, and is not “CLOSED.” These limits are within the per month limits described in the table above, and not in addition to those limits. All groundfish species are subject to the open access limits, seasons, size limits and RCA restrictions listed in the table above, unless otherwise stated here.
32 North						
33 PINK SHRIMP NON-GROUNDFISH TRAWL (not subject to RCAs)						
34 North						Effective April 1 - October 31: Groundfish: 500 lbs/day, multiplied by the number of days of the trip, not to exceed 1,500 lbs/trip. The following sublimits also apply and are counted toward the overall 500 lbs/day and 1,500 lbs/trip groundfish limits: lingcod 300 lbs/month (minimum 24 inch size limit); sablefish 2,000 lbs/month; canary, thornyheads and yelloweye rockfish are PROHIBITED. All other groundfish species taken are managed under the overall 500 lbs/day and 1,500 lbs/trip groundfish limits. Landings of these species count toward the per day and per trip groundfish limits and do not have species-specific limits. The amount of groundfish landed may not exceed the amount of pink shrimp landed.

1/ The Rockfish Conservation Area is an area closed to fishing by particular gear types, bounded by lines specifically defined by latitude and longitude coordinates set out at §§ 660.71-660.74. This RCA is not defined by depth contours (with the exception of the 20-fm depth contour boundary south of 42° N. lat.), and the boundary lines that define the RCA may close areas that are deeper or shallower than the depth contour. Vessels that are subject to RCA restrictions may not fish in the RCA, or operate in the RCA for any purpose other than transiting.

2/ Between 46°16' N. lat. and 40°10' N. lat. and the 30 fm and 40 fm lines, fishing is only allowed with hook-and-line gear except bottom longline and dinglebar gear, as defined in §660.11

3/ Bocaccio, chilipepper and cowcod rockfishes are included in the trip limits for Minor Shelf Rockfish. Splittose rockfish is included in the trip limits for Minor Slope Rockfish.

4/ “Other flatfish” are defined at § 660.11 and include butter sole, curfin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole.

5/ For black rockfish north of Cape Alava (48°09.50' N. lat.), and between Destruction Is. (47°40' N. lat.) and Leadbetter Pnt. (46°38.17' N. lat.), there is an additional limit of 100 lbs or 30 percent by weight of all fish on board, whichever is greater, per vessel, per fishing trip.

6/ The minimum size limit for lingcod is 22 inches (56 cm) total length North of 42° N. lat. and 24 inches (61 cm) total length South of 42° N. lat.

7/ “Other fish” are defined at § 660.11 and include kelp greenling off California and leopard shark.

8/ Open access vessels are allowed to fish inside groundfish conservation areas using hook and line only. See section 660.330 (d) of the regulations for more information.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

TABLE 3 (North)

Table 3 (South) to Part 660, Subpart F—Non-Trawl Rockfish Conservation Areas and Trip Limits for Open Access Gears South of 40°10' N. lat.

Table 3 (South) to Part 660, Subpart F—Non-Trawl Rockfish Conservation Areas and Trip Limits for Open Access Gears South of 40°10' N. lat.							2/16/2021
Other limits and requirements apply – Read §§660.10 through 660.399 before using this table							
	JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC	
Rockfish Conservation Area (RCA)^{1/}:							
1 40°10' N. lat. - 38°57.5' N. lat.				40 fm line ^{1/} - 125 fm line ^{1/}			
2 38°57.5' N. lat. - 34°27' N. lat.				50 fm line ^{1/} - 125 fm line ^{1/}			
3 South of 34°27' N. lat.				100 fm line ^{1/} - 150 fm line ^{1/} (also applies around islands)			
See §§660.60 and 660.230 for additional gear, trip limit and conservation area requirements and restrictions. See §§660.70-660.74 and §§660.76-660.79 for State trip limits and seasons may be more restrictive than Federal trip limits or seasons, particularly in waters off Oregon and California.							
4 Minor Slope Rockfish^{2/} & Darkblotched rockfish				10,000 lbs/ 2 months, of which no more than 2,500 lbs may be blackgill rockfish			
5 Splitnose rockfish				200 lbs/ month			
6 Sablefish							
7 40°10' N. lat. - 36°00' N. lat.				600 lbs. daily, or 1 landing per week up to 2,000 lbs., not to exceed 4,000 lbs/2 months			
8 South of 36°00' N. lat.				2,000 lbs/week, not to exceed 6,000 lbs/2 months			
9 Shortpine thornyheads							
10 40°10' N. lat. - 34°27' N. lat.				50lb/ month			
11 Longspine thornyheads							
12 40°10' N. lat. - 34°27' N. lat.				50 lb/ month			
13 Shortpine thornyheads and longspine							
14 South of 34°27' N. lat.				100 lbs/day, no more than 1,000 lbs/ 2 months			
15 Dover sole, arrowtooth flounder, petrale sole, English sole, starry flounder, Other Flatfish^{3/8/}				5,000 lbs/ month			
17 Whiting				300 lbs/ month			
19 Minor Shelf Rockfish^{2/}							
20 40°10' N. lat. - 34°27' N. lat.				4,000 lbs. / 2 months, of which no more than 400 lbs. may be vermilion			
21 South of 34°27' N. lat.				3,000 lbs. / 2 months, of which no more than 1,200lbs. may be vermilion			
22 Widow							
23 40°10' N. lat. - 34°27' N. lat.				6,000 lbs. / 2 months			
24 South of 34°27' N. lat.				4,000 lbs. / 2 months			
25 Chilipepper							
26 40°10' N. lat. - 34°27' N. lat.				6,000 lbs. / 2 months			
27 South of 34°27' N. lat.				4,000 lbs. / 2 months			
28 Shortbelly Rockfish							
29 South of 40°10' N. lat.				200 lb/ month			
22 Canary rockfish				1,500 lbs/ 2 months			
23 Yelloweye rockfish				CLOSED			
24 Cowcod				CLOSED			
25 Bronzespotted rockfish				CLOSED			
26 Bocaccio				4,000 lbs/ 2 months			
30 Minor Nearshore Rockfish							
31 Shallow nearshore ^{4/}				2,000 lbs/ 2 months			
32 Deeper nearshore ^{5/}				2,000 lbs/ 2 months			
33 California Scorpionfish				3,500 lbs/ 2 months			
34 Lingcod^{6/}				700 lbs / months			
35 Pacific cod				1,000 lbs/ 2 months			
36 Spiny dogfish	200,000 lbs/ 2 months		150,000 lbs/ 2		100,000 lbs/ 2 months		
37 Longnose skate				Unlimited			
38 Big skate				Unlimited			
39 Other Fish^{7/} & Cabezon in California				Unlimited			

TABLE 3 (South)

Table 3 (South) Continued

Other limits and requirements apply -- Read §§660.10 through 660.399 before using this table							2/16/2021
	JAN-FEB	MAR-APR	MAY-JUN	JUL-AUG	SEP-OCT	NOV-DEC	
Rockfish Conservation Area (RCA)^{1/}:							
40	40° 10' N. lat. - 38° 57.5' N. lat.		40 fm line ^{1/} - 125 fm line ^{1/}				
41	38° 57.5' N. lat. - 34° 27' N. lat.		50 fm line ^{1/} - 125 fm line ^{1/}				
42	South of 34° 27' N. lat.		100 fm line ^{1/} - 150 fm line ^{1/} (also applies around islands)				
See §§660.60 and 660.230 for additional gear, trip limit and conservation area requirements and restrictions. See §§660.70-660.74 and §§660.76-660.79 for							
43	SALMON TROLL (subject to RCAs when retaining all species of groundfish, except for yellowtail rockfish and lingcod, as described below)						
44	South of 40° 10' N. lat.	Salmon trollers may retain and land up to 1 lbs of yellowtail rockfish for every 2 lbs of Chinook salmon landed, with a cumulative limit of 200 lbs/month, both within and outside of the RCA. This limit is within the 4,000 lbs per 2 month limit for minor shelf rockfish between 40° 10' and 34° 27' N lat., and not in addition to that limit. All groundfish species are subject to the open access limits, seasons, size limits and RCA restrictions listed in the table above, unless otherwise stated here.					
45	RIDGEBACK PRAWN AND, SOUTH OF 38° 57.50' N. LAT., CA HALIBUT AND SEA CUCUMBER NON-GROUND FISH TRAWL						
46	NON-GROUND FISH TRAWL Rockfish Conservation Area (RCA) for CA Halibut, Sea Cucumber & Ridgeback Prawn:						
47	40° 10' N. lat. - 38° 00' N. lat.	100 fm line ^{1/} - 200	100 fm line ^{1/} - 150 fm line ^{1/}		100 fm line ^{1/} - 200 fm		
48	38° 00' N. lat. - 34° 27' N. lat.		100 fm line ^{1/} - 150 fm line ^{1/}				
49	South of 34° 27' N. lat.		100 fm line ^{1/} - 150 fm line ^{1/}				
50		Groundfish: 300 lbs/trip. Species-specific limits described in the table above also apply and are counted toward the 300 lbs groundfish per trip limit. The amount of groundfish landed may not exceed the amount of the target species landed, except that the amount of spiny dogfish landed may exceed the amount of target species landed. Spiny dogfish are limited by the 300 lbs/trip overall groundfish limit. The daily trip limits for sablefish coastwide and thornyheads south of Pt. Conception and the overall groundfish "per trip" limit may not be multiplied by the number of days of the trip. Vessels participating in the California halibut fishery south of 38° 57.50' N. lat. are allowed to (1) land up to 100 lbs/day of groundfish without the ratio requirement, provided that at least one California halibut is landed and (2) land up to 3,000 lbs/month of flatfish, no more than 300 lbs of which may be species other than Pacific sanddabs, sand sole, stary flounder, rock sole, curfin sole, or California scorpionfish (California scorpionfish is also subject to the trip limits and closures in line 29).					
51	PINK SHRIMP NON-GROUND FISH TRAWL GEAR (not subject to RCAs)						
52	South	Effective April 1 - October 31: Groundfish: 500 lbs/day, multiplied by the number of days of the trip, not to exceed 1,500 lbs/trip. The following sublimits also apply and are counted toward the overall 500 lbs/day and 1,500 lbs/trip groundfish limits: lingcod 300 lbs/ month (minimum 24 inch size limit); sablefish 2,000 lbs/ month; canary rockfish, thornyheads and yelloweye rockfish are PROHIBITED. All other groundfish species taken are managed under the overall 500 lbs/day and 1,500 lbs/trip groundfish limits. Landings of all groundfish species count toward the per day, per trip or other species-specific sublimits described here and the species-specific limits described in the table above do not apply. The amount of groundfish landed may not exceed the amount of pink shrimp landed.					

1/ The Rockfish Conservation Area is an area closed to fishing by particular gear types, bounded by lines specifically defined by latitude and longitude coordinates set out at §§ 660.71-660.74. This RCA is not defined by depth contours (with the exception of the 20-fm depth contour boundary south of 42° N. lat.), and the boundary lines that define the RCA may close areas that are deeper or shallower than the depth contour. Vessels that are subject to RCA restrictions may not fish in the RCA, or operate in the RCA for any purpose other than transiting.

2/ POP is included in the trip limits for minor slope rockfish. Blackgill rockfish have a species specific trip sub-limit within the minor slope rockfish cumulative limits. Yellowtail rockfish is included in the trip limits for minor shelf rockfish. Bronzespotted rockfish have a species specific trip limit.

3/"Other flatfish" are defined at § 660.11 and include butter sole, curfin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole.

4/"Shallow Nearshore" are defined at § 660.11 under "Groundfish" (7)(i)(B)(1).

5/"Deeper Nearshore" are defined at § 660.11 under "Groundfish" (7)(i)(B)(2).

6/The commercial minimum size limit for lingcod is 24 inches (61 cm) total length South of 42° N. lat.

7/"Other fish" are defined at § 660.11 and includes kelp greenling off California and leopard shark.

8/Open access vessels are allowed to fish inside groundfish conservation areas using hook and line only. See section 660.330 (d) of the regulations for more information.

To convert pounds to kilograms, divide by 2.20462, the number of pounds in one kilogram.

Table 3 (South) Continued

Table 3 (South) Continued

■ 7. In § 660.360, revise paragraphs (c)(3)(i)(A)(1) and (2) to read as follows:

§ 660.360 Recreational fishery—management measures.

* * * * *

(c) * * *

(3) * * *

(i) * * *

(A) * * *

(1) Between 42° N lat. (California/Oregon border) and 40° 10' N lat. (Northern Management Area), recreational fishing for all groundfish (except petrale sole, starry flounder, and

“Other Flatfish” as specified in paragraph (c)(3)(iv) of this section) is closed from January 1 through April 30; is prohibited seaward of the boundary line approximating the 30 fm (55 m) depth contour along the mainland coast and along islands and offshore seamounts from May 1 through October 31 (shoreward of 30 fm is open); and is open at all depths from November 1 through December 31.

(2) Between 40° 10' N lat. and 38° 57.50' N lat. (Mendocino Management Area), recreational fishing for all groundfish (except petrale sole,

starry flounder, and “Other Flatfish” as specified in paragraph (c)(3)(iv) of this section) is closed from January 1 through April 30; prohibited seaward of the boundary line approximating the 30 fm (55 m) depth contour along the mainland coast and along islands and offshore seamounts from May 1 through October 31 (shoreward of 30 fm is open), and is open at all depths from November 1 through December 31.

* * * * *

[FR Doc. 2021-05359 Filed 3-15-21; 8:45 am]

BILLING CODE 3510-22-C