

report in 2006. The eIUR reporting software is a downloadable software program to enable you to electronically complete and submit the IUR reporting form (Form U). The Instructions for Reporting provides guidance for completing the 2006 Form U. In addition, the presentation used during a past EPA IUR training workshop is available on the website.

In an effort to streamline the reporting process, reduce administrative costs, and accelerate processing, the Agency is relying more heavily on electronic methods of information dissemination and collection. In the past, EPA mailed a reporting package to persons who reported during the previous IUR reporting period. EPA is no longer mailing such a package, and is instead relying on the Internet for disseminating reporting information. If you do not have access to the Internet, traditional hard copies or CD ROMs containing the eIUR software or guidance documents will be made available through the TSCA Hotline listed under Unit I.B.

#### *F. How Do I Submit My Report?*

The regulation at 40 CFR 710.39 requires submitters to report using EPA's Form U. Submitters may report using the printed or the electronic 2006 Form U, although electronic reporting is preferred. Reporting options are further described on EPA's Internet website at [www.epa.gov/oppt/iur](http://www.epa.gov/oppt/iur) under "Reporting Options and Deadline."

i. *Electronic reporting.* Instructions for electronic reporting are contained in the eIUR software and in the Instructions for Reporting. Electronic reporting consists of two steps. Electronic reporters are required to use the eIUR reporting software to develop a validated, correctly formatted, and encrypted data file. Once the software has completed the data file, the user will be provided with directions for submitting the data file. The data file can be delivered to EPA on a CD ROM or can be submitted through the Internet using the Agency's Central Data Exchange (CDX). Note that registration is required to submit through CDX. Please allow 2 weeks for the registration process. The eIUR software contains everything you need to report.

Because electronic reporting reduces the chances of errors in reporting and reduces resources needed to report and process reports, EPA is encouraging submitters to use the reporting software and file through the Internet using CDX or on a CD ROM.

ii. *Paper reporting.* Your completed Form U can be printed using the eIUR software. Form U is also available as a PDF on EPA's website or upon request

from the TSCA Hotline at the address listed above.

#### *G. Where Do I Submit My 2006 Report?*

Instructions for submitting your report are included in the eIUR software and in the Instructions for Reporting. Reports can be submitted in two ways.

i. *Using the Internet.* You can submit your completed Form U through the Internet using EPA's CDX. To register with CDX, go to the CDX homepage at [www.epa.gov/cdx](http://www.epa.gov/cdx). Click on "Log-in to CDX" and then "Registration." Allow 2 weeks for the registration process. Once registered, follow the directions in the eIUR software to submit your report. The eIUR software must be used to submit through the Internet.

ii. *By mail or delivery service.* You can submit your completed Form U either on a CD ROM or on paper. Mail your submission to OPPT IUR Submission Coordinator, Mail code 7407M, ATTN: Inventory Update Reporting, Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460. If using a delivery service, please deliver your submission to OPPT IUR Submission Coordinator, Attn: Inventory Update Reporting, U.S. Environmental Protection Agency, Office of Pollution Prevention and Toxics, EPA East Bldg., Room 6428, 1201 Constitution Avenue, NW., Washington, DC.

#### *H. What Happens If I Fail to Report During the 2006 Reporting Period?*

If you fail to report as required, the Agency can take enforcement action against you. Section 16 of the Act provides that any person who violates a provision of TSCA shall be liable to the United States for a civil penalty not to exceed \$25,000 for each such violation.

#### *I. Does this Action Involve Any New Information Collection Activities, Such as Reporting, Recordkeeping, or Notification?*

No. The information collection requirements contained in 40 CFR part 710, subpart C, have already been approved by the Office of Management and Budget (OMB) pursuant to the Paperwork Reduction Act (PRA), 44 U.S.C. 3501 *et seq.*, under OMB control number 2070-0070 (EPA ICR No. 1884.03). The annual public burden for this collection of information is estimated at 560 hours per response for organic chemicals, and 265 hours per response for inorganic chemicals. Under the PRA, "burden" means the total time, effort or financial resources expended by persons to generate, maintain, retain, or disclose information to or for a

Federal agency. For this collection, it includes the time needed to review instructions, search existing data sources, gather and maintain the data needed, and complete and review the collection of information. An agency may not conduct or sponsor and a person is not required to respond to, a collection of information unless it displays a currently valid OMB number. The OMB control number for this information collection appears above. In addition, the OMB control numbers for EPA's regulations, after initial display in the final rule, are listed in 40 CFR part 9 and appear on any form that is required to be used.

Send any comments on the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Regulatory Information Division, Office of Policy, Economics and Innovation, U.S. Environmental Protection Agency, Mail Code 1806A, 1200 Pennsylvania Ave., NW., Washington, DC 20460. Include the OMB control number in any correspondence. Send only comments on the accuracy of the burden estimates to this address. Do not send your 2006 IUR submission information to this address. Your 2006 IUR submission should be submitted in accordance with the reporting instructions. The instructions are included in the reporting software.

#### **List of Subjects in 40 CFR Part 710**

Environmental protection, Chemicals, Hazardous substances, Reporting and recordkeeping requirements.

Dated: August 28, 2006.

**Charles M. Auer,**

*Director, Office of Pollution Prevention and Toxics.*

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## **DEPARTMENT OF COMMERCE**

### **National Oceanic and Atmospheric Administration**

#### **50 CFR Part 679**

**[Docket No. 060216044-6044-01; I.D. 090606A]**

#### **Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 of the Gulf of Alaska**

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

**ACTION:** Temporary rule; modification of a closure.

**SUMMARY:** NMFS is opening directed fishing for pollock in Statistical Area 610 of the Gulf of Alaska (GOA). This action is necessary to fully use the C season allowance of the 2006 total allowable catch (TAC) of pollock specified for Statistical Area 610 of the GOA.

**DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), September 6, 2006, through 1200 hrs, A.l.t., October 1, 2006.

**FOR FURTHER INFORMATION CONTACT:** Jennifer Hogan, 907-586-7228.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the GOA exclusive economic zone according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

NMFS closed the directed fishery for pollock in Statistical Area 610 of the GOA under § 679.20(d)(1)(iii) on September 3, 2006 (71 FR 52500, September 6, 2006).

NMFS has determined that approximately 5,400 mt of pollock remain in the directed fishing allowance. Therefore, in accordance with § 679.25(a)(1)(i), (a)(2)(i)(C) and (a)(2)(iii)(D), and to fully utilize the C season allowance of the 2006 TAC of pollock in Statistical Area 610, NMFS is terminating the previous closure and is reopening directed fishing for pollock in Statistical Area 610 of the GOA.

#### Classification

This action responds to the best available information recently obtained from the fishery. The Assistant Administrator for Fisheries, NOAA (AA), finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) as such requirement is impracticable and contrary to the public interest. This requirement is impracticable and contrary to the public interest as it would prevent NMFS from responding to the most recent fisheries data in a timely fashion and would delay the opening of pollock in Statistical Area 610 of the GOA. NMFS was unable to publish a notice providing time for public comment because the most recent, relevant data only became available as of September 5, 2006.

The AA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon the reasons provided above for waiver of prior notice and opportunity for public comment.

This action is required by § 679.25 and § 679.20 and is exempt from review under Executive Order 12866.

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

Dated: September 6, 2006.

**James P. Burgess,**

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

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 679

[Docket No. 060216044-6044-01; I.D. 090506C]

#### Fisheries of the Exclusive Economic Zone Off Alaska; Chiniak Gully Research Area for Vessels Using Trawl Gear

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

**ACTION:** Temporary rule.

**SUMMARY:** NMFS is rescinding the trawl closure in the Chiniak Gully Research Area. This action is necessary to allow vessels using trawl gear to participate in directed fishing for groundfish in the Chiniak Gully Research Area after the completion of NMFS research on September 6, 2006.

**DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), September 6, 2006, through 2400 hrs, A.l.t., December 31, 2006.

**FOR FURTHER INFORMATION CONTACT:** Jennifer Hogan, 907-586-7228.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the GOA exclusive economic zone according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The Chiniak Gully Research Area is closed to vessels using trawl gear from August 1 to a date no later than

September 20 under regulations at § 679.22(b)(6)(ii)(A). This closure is in support of a research project to evaluate the effect of commercial fishing activity on the prey availability of pollock to Steller sea lions.

The regulations at § 679.22(b)(6)(ii)(B) provide that the Acting Regional Administrator, Alaska Region, NMFS, (Regional Administrator) may rescind the trawl closure prior to September 20. As of September 6, 2006, the research has been completed in the Chiniak Gully Research Area. Therefore, the Regional Administrator is rescinding the closure of the Chiniak Gully Research Area. All other closures remain in full force and effect.

#### Classification

This action responds to the best available information recently obtained from the fishery. The Assistant Administrator for Fisheries, NOAA, (AA), finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) as such a requirement is impracticable and contrary to the public interest. This requirement is impracticable and contrary to the public interest as it would prevent NMFS from immediately implementing this action in order to allow the participation of vessels using trawl gear in the Chiniak Gully Research Area. The research in the Chiniak Gully Research Area will be completed on September 6, 2006. Therefore, it is no longer necessary to keep this area closed. Allowing for prior notice and an opportunity for public comment would prevent the fisheries from realizing the economic benefits of this action. In addition, this rule is not subject to a 30-day delay in the effective date pursuant to 5 U.S.C. 553(b)(B) because it relieves a restriction. This action would reopen the Chiniak Gully Research Area to vessels using trawl gear and allow these vessels to participate in directed fishing for groundfish.

Because prior notice and opportunity for public comment are not required for this rule by 5 U.S.C. 553, or by any other law, the analytical requirements of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, are inapplicable.

This action has been determined to be not significant for purposes of EO 12866.

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