

**§ 547.703 Penalty imposition.**

If, after considering any written response to the Pre-Penalty Notice and any relevant facts, the Office of Foreign Assets Control determines that there was a violation by the alleged violator named in the Pre-Penalty Notice and that a civil monetary penalty is appropriate, the Office of Foreign Assets Control may issue a Penalty Notice to the violator containing a determination of the violation and the imposition of the monetary penalty. For additional details concerning issuance of a Penalty Notice, see Appendix A to part 501 of this chapter. The issuance of the Penalty Notice shall constitute final agency action. The violator has the right to seek judicial review of that final agency action in federal district court.

**§ 547.704 Administrative collection; referral to United States Department of Justice.**

In the event that the violator does not pay the penalty imposed pursuant to this part or make payment arrangements acceptable to the Director of the Office of Foreign Assets Control, the matter may be referred for administrative collection measures by the Department of the Treasury or to the United States Department of Justice for appropriate action to recover the penalty in a civil suit in a federal district court.

**Subpart H—Procedures****§ 547.801 Procedures.**

For license application procedures and procedures relating to amendments, modifications, or revocations of licenses; administrative decisions; rulemaking; and requests for documents pursuant to the Freedom of Information and Privacy Acts (5 U.S.C. 552 and 552a), see part 501, subpart E, of this chapter.

**§ 547.802 Delegation by the Secretary of the Treasury.**

Any action that the Secretary of the Treasury is authorized to take pursuant to Executive Order 13413 of October 27, 2006, and any further Executive orders relating to the national emergency declared in Executive Order 13413, may be taken by the Director of the Office of Foreign Assets Control or by any other person to whom the Secretary of the Treasury has delegated authority so to act.

**Subpart I—Paperwork Reduction Act****§ 547.901 Paperwork Reduction Act notice.**

For approval by the Office of Management and Budget (“OMB”) under the Paperwork Reduction Act of 1995 (44 U.S.C. 3507) of information

collections relating to record keeping and reporting requirements, licensing procedures (including those pursuant to statements of licensing policy), and other procedures, see § 501.901 of this chapter. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by OMB.

Dated: May 12, 2009.

**Barbara C. Hammerle,**

*Acting Director, Office of Foreign Assets Control.*

Approved: May 13, 2009.

**Stuart A. Levey,**

*Under Secretary, Office of Terrorism and Financial Intelligence, Department of the Treasury.*

[FR Doc. E9–11953 Filed 5–27–09; 8:45 am]

**BILLING CODE 4811–45–P**

**DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Part 117**

[Docket No. USCG–2009–0351]

**Drawbridge Operation Regulations; Passaic River, Harrison, NJ, Maintenance**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary deviation from regulations.

**SUMMARY:** The Commander, First Coast Guard District, has issued a temporary deviation from the regulation governing the operation of the Amtrak Dock Bridge across the Passaic River, mile 5.0, at Harrison, New Jersey. This deviation will allow the bridge to remain closed all day on Saturday and Sunday for nine weekends to facilitate track repairs.

**DATES:** This deviation is effective from May 30, 2009 through August 2, 2009.

**ADDRESSES:** Documents mentioned in this preamble as being available in the docket are part of docket USCG–2009–0351 and are available Online at <http://www.regulations.gov>. They are also available for inspection or copying at the Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this rule, call or e-mail Mr. Joe Arca, Project Officer,

First Coast Guard District, telephone (212) 668–7165, e-mail [joe.arca@uscg.mil](mailto:joe.arca@uscg.mil). If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202–366–9826.

**SUPPLEMENTARY INFORMATION:** The Amtrak Dock Bridge at mile 5.0, across the Passaic River, at Harrison New Jersey, has a vertical clearance in the closed position of 35 feet at mean high water and 40 feet at mean low water.

The owner of the bridge, the Port Authority of New York and New Jersey, requested this temporary deviation to facilitate track repairs to be conducted on nine weekends at the bridge. The bridge can not open during the prosecution of these repairs and the work must be conducted on weekends because during week days the frequency of rail traffic crossings is prohibitive. Vessels able to pass under the closed draw may do so at all times.

The Amtrak Dock Bridge has not received a request to open for vessel traffic since 2004.

Under this temporary deviation the Amtrak Dock Bridge may remain in the closed position all day on Saturday and Sunday on the following weekends: May 30 and 31; June 6 and 7; June 13 and 14; June 20 and 21; June 27 and 28; July 11 and 12; July 18 and 19; July 25 and 26, and August 1 and 2, 2009.

In accordance with 33 CFR 117.35(e), the bridge must return to its regular operating schedule immediately at the end of the designated time period. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: May 13, 2009.

**Gary Kassof,**

*Bridge Program Manager, First Coast Guard District.*

[FR Doc. E9–12383 Filed 5–27–09; 8:45 am]

**BILLING CODE 4910–15–P**

**GENERAL SERVICES ADMINISTRATION****48 CFR Part 513**

[GSAR Amendment 2009–07; GSAR Case 2007–G502 (Change 35); Docket 2008–0007; Sequence 6]

**RIN 3090–A167**

**General Services Administration Acquisition Regulation; GSAR Case 2007–G502, Rewrite of GSAM Part 513, Simplified Acquisition Procedures**

**AGENCIES:** General Services Administration (GSA), Office of the Chief Acquisition Officer.

**ACTION:** Final rule.

**SUMMARY:** The General Services Administration (GSA) is amending the General Services Administration Acquisition Regulation (GSAR) by revising and updating the agency's implementation of Federal Acquisition Regulation (FAR) Part 13, Simplified Acquisition Procedures.

**DATES:** *Effective Date:* May 28, 2009.

**FOR FURTHER INFORMATION CONTACT:** For clarification of content, contact Ms. Meredith Murphy, Procurement Analyst, at (202) 208-6925, or by email at [meredith.murphy@gsa.gov](mailto:meredith.murphy@gsa.gov). For information pertaining to status or publication schedules, contact the Regulatory Secretariat (VPR), Room 4041, 1800 F Street, NW, Washington, DC, 20405, (202) 501-4755. Please cite Amendment 2009-0007, GSAR case 2007-G502 (Change 35).

**SUPPLEMENTARY INFORMATION:**

**A. Background**

This is part of the GSAM Rewrite Project, initiated in 2006 to revise, update, and simplify the GSA Acquisition Manual (GSAM). An Advance Notice of Proposed Rulemaking (ANPR), with a request for comments, was published in the **Federal Register** at 71 FR 7910 on February 15, 2006. No public comments were received in response to GSAM Part 513. Prior to publication of the ANPR, internal comments were incorporated. The current GSAM Part 513 implements three of the FAR Part 13 subparts and the policy at GSAM 513.003. There are no clauses associated with GSAM Part 513, and no supplementary subparts. The proposed rule deleted the policy statement at GSAM 513.003 and certain GSA-specific forms that are redundant to standard or optional forms in the FAR, as well as the GSAM text associated with them.

The GSA review team noted that the GSAM Part 513 material currently coded as regulatory, *i.e.*, GSAR, does not, in fact, contain regulatory material. The GSAR 513.302-70, 513.303-3(a) and (b), and 513.307 are considered policy, and this material has been converted to GSAM from GSAR. This change is shown by lining out the current GSAR text. The effect is to remove all of the GSAM Part 513 GSAR material. However, this former GSAR material has been retained, with some modifications, in the GSAM, which is also available to the public on the GSAM web site.

A notice of proposed rulemaking was published in the **Federal Register** at 73 FR 44955 on August 1, 2008. The public comment period for the proposed rule closed September 30, 2008. No

comments were received. Therefore, the proposed rule is being converted to a final rule without change.

This is not a significant regulatory action and, therefore, was not subject to review under Section 6(b) of Executive Order 12866, Regulatory Planning and Review, dated September 30, 1993. This rule is not a major rule under 5 U.S.C. 804.

**B. Regulatory Flexibility Act**

The General Services Administration certifies that this final rule will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, because the changes are primarily editorial in nature. An Initial Regulatory Flexibility Analysis has, therefore, not been performed. No comments were received in response to the shift from GSAR to GSAM.

**C. Paperwork Reduction Act**

The Paperwork Reduction Act does not apply because the changes to the GSAR do not impose recordkeeping or information collection requirements, or otherwise collect information from offerors, contractors, or members of the public that require approval of the Office of Management and Budget under 44 U.S.C. Chapter 35, *et seq.*

**List of Subjects in 48 CFR Part 513**

Government procurement.

Dated: May 14, 2009.

**David A. Drabkin,**

*Acting Chief Acquisition Officer, Office of the Chief Acquisition Officer, General Services Administration.*

■ Therefore, GSA amends 48 CFR part 513 as set forth below:

■ 1. The authority citation for 48 CFR part 513 is revised to read as follows:

**Authority:** 40 U.S.C. 121(c).

**PART 513 [Removed and Reserved]**

■ 2. Remove and reserve Part 513 consisting of Subpart 513.3 and sections 513.302, 513.302-70, 513.303, 513.303-3, and 513.307.

[FR Doc. E9-12375 Filed 5-27-09; 8:45 am]

**BILLING CODE 6820-61-S**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**50 CFR Part 680**

[Docket No. 080416577-9898-03]

RIN 0648-AW73

**Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands Crab Rationalization Program; Amendment 27**

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

**ACTION:** Final rule.

**SUMMARY:** NMFS issues regulations to implement Amendment 27 to the Fishery Management Plan for Bering Sea/Aleutian Islands King and Tanner Crabs (FMP). These regulations amend the Crab Rationalization Program to: implement the statutory requirements of section 122(e) of the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act that specifically directs NMFS to modify how individual processing quota (IPQ) use caps apply to a person who is custom processing *Chionoecetes opilio* crab in the North Region; clarify that for other crab fisheries, IPQ crab that is processed at a facility through contractual arrangements with the facility owners will not be applied against the IPQ use cap of the facility owners provided specific conditions are met; and modify IPQ use caps that limit the amount of IPQ that may be used at a facility by persons processing Eastern Aleutian Islands golden king crab and Western Aleutian Islands red king crab. This action is intended to promote the goals and objectives of the Magnuson-Stevens Fishery Conservation and Management Act, the FMP, and other applicable law.

**DATES:** Effective June 29, 2009.

**ADDRESSES:** Copies of Amendment 27, the Regulatory Impact Review (RIR), the Final Regulatory Flexibility Analysis (FRFA), and the categorical exclusion prepared for this action, and the Environmental Impact Statement (EIS), RIR, FRFA, and Social Impact Assessment prepared for the Crab Rationalization Program are available from the NMFS Alaska Region at 709 West 9<sup>th</sup> Street, Room 420A, Juneau, AK, or from the Alaska Region website at <http://www.fakr.noaa.gov/sustainablefisheries.htm>.

**FOR FURTHER INFORMATION CONTACT:** Glenn Merrill, 907-586-7228.