

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
Spring Creek .....	Approximately 355 feet downstream of Spring Creek Dam	+727	Unincorporated Areas of Roane County.
Tanner Run .....	Approximately 352 feet downstream of Clary Road .....	+728	Unincorporated Areas of Roane County.
	Approximately 510 feet upstream of Main Street .....	+726	
	Approximately 0.51 mile upstream of Main Street .....	+733	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### Unincorporated Areas of Roane County

Maps are available for inspection at the Roane County Courthouse, 200 Main Street, Spencer, WV 25276.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: January 30, 2012.

**Sandra K. Knight,**

*Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2012-3202 Filed 2-10-12; 8:45 am]

BILLING CODE 9110-12-P

#### DEPARTMENT OF TRANSPORTATION

##### Federal Motor Carrier Safety Administration

##### 49 CFR Part 395

[Docket No. FMCSA-2004-19608]

RIN 2126-AB26

##### Hours of Service of Drivers: Correction

**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA), DOT.

**ACTION:** Final rule; correction.

**SUMMARY:** FMCSA corrects the hours of service (HOS) final rule published on December 27, 2011 (76 FR 81143). This correction notice corrects the amendatory language or guidance to legal editors of the Code of Federal Regulations (CFR) on the proper codification of the December 27, 2011 rule. This notice does not change, in any manner, the regulatory text.

**DATES:** This final rule is effective February 27, 2012.

**FOR FURTHER INFORMATION CONTACT:** Mr. Thomas Yager, Chief, Driver and Carrier Operations Division, Federal Motor Carrier Safety Administration, U.S. Department of Transportation, 1200

New Jersey Avenue SE., Washington, DC 20590, (202) 366-4325.

**SUPPLEMENTARY INFORMATION:** The amendatory instruction for paragraph (b) *Driving conditions* in § 395.1 *Scope of the rules in this part* incorrectly referenced revising paragraph (b)(1)'s introductory text. FMCSA intended to completely revise paragraph (b)(1). An unintended edit to the instruction made just before publication caused the instruction to be inaccurate. FMCSA intended for the current paragraph's subparagraphs (b)(1)(i) through (b)(1)(iv) to be removed entirely. See the discussion of the Agency's intentions in the section-by-section analysis on 76 FR 81165 col. 3. This correction notice corrects the instruction for publishers of public and private editions of title 49 CFR chapter III, subchapter B—Federal Motor Carrier Safety Regulations (FMCSRs). Correcting the amendatory language provides guidance to legal editors of the FMCSRs on the proper codification of the December 27, 2011 rule. This notice does not change, in any manner, the regulatory text intended.

In FR Doc. 2011-32696, appearing on page 81134 in the **Federal Register** of Tuesday, December 27, 2011, the following correction is made.

##### § 395.1 [Corrected]

On page 81186, in the third column, in Part 395—Hours of Service of Drivers, in amendment 8a, the instruction, "8. Amend § 395.1 as follows: a. Revise the paragraph (b) heading and paragraph (b)(1) introductory text;" is corrected to read, "8. Amend § 395.1 as follows: a. Revise the paragraph (b) heading and revise paragraph (b)(1);"

Issued on: February 7, 2012.

**Larry W. Minor,**

*Associate Administrator for Policy.*

[FR Doc. 2012-3305 Filed 2-10-12; 8:45 am]

BILLING CODE 4910-EX-P

#### DEPARTMENT OF COMMERCE

##### National Oceanic and Atmospheric Administration

##### 50 CFR Part 648

[Docket No. 0808041037-1649-02]

RIN 0648-AX05

##### Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; Amendment 11; Correction

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

**ACTION:** Final rule; correction.

**SUMMARY:** This action corrects a mistake in the amendatory language in the final rule for Amendment 11 to the Atlantic Mackerel, Squid, and Butterfish Fishery Management Plan.

**DATES:** Effective March 1, 2012.

**FOR FURTHER INFORMATION CONTACT:** Aja Szumylo, Fishery Policy Analyst, 978-281-9195.

##### SUPPLEMENTARY INFORMATION:

##### Background

The final rule for Amendment 11 to the Atlantic Mackerel, Squid, and Butterfish (MSB) Fishery Management Plan was published in the **Federal Register** on November 7, 2011 (76 FR

68642). The final measures in that action included: A tiered limited access program for the Atlantic mackerel fishery; an open access incidental catch permit for mackerel; an update to essential fish habitat designations for all life stages of mackerel, longfin squid, *Illex* squid, and butterfish; and the establishment of a recreational allocation for mackerel. Details regarding the measures in Amendment 11 are in the final rule and are not repeated here.

The final regulations in Amendment 11 revised portions of 50 CFR 648.4; the new regulatory text will be effective on March 1, 2012. The amendatory language for § 648.4 on page 68653 of the final rule has instructions for a revision of paragraph § 648.4 (a)(5)(iii). However, the amendatory language should have also included instructions for a revision of § 648.4 (a)(5)(iv) and the addition of § 648.4 (a)(5)(v). The text for these paragraphs is listed on page 68655 of the final rule. As published, the error in the amendatory language would result in the removal of § 648.4 (a)(5)(iv) and § 648.4 (a)(5)(v) on March 1, 2012. These paragraphs describe the Atlantic mackerel incidental catch permit and the MSB party and charter boat permit. This correction adjusts the amendatory instruction 2 for § 648.4 to allow for the designation of paragraphs (a)(5)(iv) and

(v) in time for the March 1, 2012, effective date. This correction does not change the intent or application of the measures described in the proposed and final rule.

#### Classification

The Assistant Administrator for Fisheries, NOAA (AA) finds good cause under 5 U.S.C. 553(b)(B), to waive the requirement for prior notice and opportunity for public comment for this action because notice and comment would be unnecessary, impracticable, and contrary to the public interest. Notice and comment are unnecessary, impracticable, and contrary to the public interest because this action simply makes the text of the codified regulations consistent with the text in the final rule, and makes corrections to accurately reflect the intent of the final rule. This correction eliminates inconsistencies between the regulatory text contained in the final rule and the codified regulations, and therefore eliminates any confusion that the inconsistency might create for the public. No aspect of this action is controversial and no change in operating practices in the fishery is required from those intended in the final rule.

For the same reasons, pursuant to 5 U.S.C. 553(d), the AA finds good cause to waive the 30-day delay in effective

date. If this rule is not implemented by March 1, 2012, two paragraphs of regulations regarding permit requirements would be removed, which could cause confusion and would be inconsistent with the final rule.

Because prior notice and opportunity for public comment are not required 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 inapplicable.

This final rule has been determined to be not significant for purposes of Executive Order 12866.

#### Correction

In the **Federal Register** of November 7, 2011, in FR Doc. 2011–28772, on page 68653, in the second column, amendatory instruction 2 is corrected to read as follows:

#### § 648.4 [Corrected]

“2. In § 648.4, paragraphs (a)(5)(iii) and (a)(5)(iv) are revised, and paragraphs (a)(5)(v), and (c)(2)(vii) are added to read as follows:”

Dated: February 8, 2012.

**Alan D. Risenhoover,**

*Acting Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.*

[FR Doc. 2012–3304 Filed 2–10–12; 8:45 am]

**BILLING CODE 3510–22–P**