

For the reasons set out in the preamble, 50 CFR part 622 is proposed to be amended as follows:

PART 622--FISHERIES OF THE CARIBBEAN, GULF OF MEXICO, AND SOUTH ATLANTIC

1. The authority citation for part 622 continues to read as follows:

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

2. In § 622.379, revise the last sentence in paragraph (a) to read as follows:

§ 622.379 Purse seine incidental catch allowance.

(a) * * * Incidentally caught king or Spanish mackerel are counted toward the quotas provided for under § 622.384 and are subject to the prohibition of sale under § 622.384(e)(2).

Comment [AB1]: Revision to reference.

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3. In § 622.384:

- a. Revise the heading for paragraph (e);
- b. Revise paragraphs (e)(1) and (2); and
- c. Remove paragraph (e)(3).

The revisions read as follows:

Comment [AB2]: Action 1, Pref. Alt. 2, and Pref. Alt. 3.

§ 622.384 Quotas.

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(e) *Restrictions applicable after a commercial quota closure.*

(1) If the recreational sector for the applicable species, migratory group, zone, or gear is open, the bag and possession limits for king and Spanish mackerel specified in § 622.382(a) apply to all harvest or possession for the closed species, migratory group, zone, or gear in or from the EEZ. If the recreational sector for the applicable species, migratory group, zone, or gear is closed, all applicable harvest or possession in or from the EEZ is prohibited.

(2) The sale or purchase of king mackerel, Spanish mackerel, or cobia of the closed species, migratory group, or gear type, is prohibited, including any king or Spanish mackerel taken under the bag and possession limits specified in § 622.382(a), or cobia taken under the limited-harvest species possession limit specified in § 622.383(b). The prohibition on the sale or purchase during a closure for coastal migratory pelagic fish does not apply to coastal migratory pelagic fish that were harvested, landed ashore, and sold prior to the effective date of the closure and were held in cold storage by a dealer or processor.

4. In § 622.386, revise the introductory paragraph to read as follows:

§ 622.386 Restrictions on sale/purchase.

The restrictions in this section are in addition to the

restrictions on the sale or purchase related to quota closures
as specified in § 622.384(e)(2).

Comment [AB3]: Revision to reference.

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