

that preclusion resulting from a Channel 242 assignment would be minimal since almost all of the possible assignment area is already precluded by Station WSRB (Channel 241), Worcester, Massachusetts. Only the extreme portion of Massachusetts and Nantucket Island could be assigned Channel 242. This area could also receive the assignment of Channel 228A, if removed from Nantucket.

After consideration of the proposal, we believe that the public interest would be served by the proposed substitution of channels. The preclusion impact is considered to be insignificant. We have authorized in paragraph 6 a modification of petitioner's license for Station WGTF(FM) to specify operation on Channel 242, since there has been no other expression of interest in the Class B channel. See *Cheyenne, Wyoming*, 62 F.C.C. 2d 63 (1976).

5. In view of the foregoing and pursuant to the authority contained in Sections (i), 5(d)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.204(b) and 0.281 of the Commission's rules, it is ordered that effective July 28, 1982, the FM Table of Assignments, § 73.202(b) of the Rules, is amended with respect to Nantucket, Massachusetts, as follows:

City	Channel No.
Nantucket, Massachusetts	242

6. It is further ordered, That pursuant to § 316(a) of the Communications Act of 1934, as amended, the outstanding license held by Home Service Broadcasting Corporation for Station WGTF(FM), Nantucket, Massachusetts, is modified, effective July 28, 1982, to specify operation on Channel 242 instead of Channel 228A. Station WGTF(FM) may continue to operate on Channel 228A for one year from the effective date of this action or until it is ready to operate on Channel 242, whichever is earlier, unless the Commission sooner directs, subject to the following conditions:

(a) The licensee shall file with the Commission a minor change application for a construction permit (Form 301), specifying the new facilities.

(b) Upon grant of the construction permit, program tests may be conducted in accordance with § 73.1620.

(c) Nothing contained herein shall be construed to authorize a major change in transmitter location or to avoid the necessity of filing an environmental impact statement pursuant to § 1.1301 of the Commission's rules.

7. It is further ordered, That this proceeding is terminated.

8. For further information concerning this proceeding, contact Montrose H. Tyree, Broadcast Bureau, (202) 632-7792. (Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 82-15325 Filed 6-4-82; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 81-882; RM-4004]

FM Broadcast Station in Artesia, Miss.; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Action taken herein assigns Channel 261A to Artesia, Mississippi, in response to a petition filed by Colom and Associates. The assignment could provide a first FM service to Artesia.

DATE: Effective July 28, 1982.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Broadcast Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

In the matter of amendment of § 73.202(b), table of assignments, FM broadcast stations. (Artesia, Mississippi); BC Docket No. 81-882, RM-4004.

Report and Order (Proceeding Terminated)

Adopted: May 21, 1982.

Released: May 27, 1982.

1. The Commission has under consideration the Notice of Proposed Rule Making, 46 FR 62874, published December 29, 1981, proposing the assignment of Channel 261A to Artesia, Mississippi. The Notice was issued in response to a petition filed by Colom and Associates ("petitioner"). Supporting comments were filed by the petitioner. No oppositions to the proposal were received.

2. Artesia (population 526),¹ in Lowndes County (population 57,304), is

¹ Population figures are taken from the 1980 U.S. Census.

located approximately 32 kilometers (20 miles) west of Columbia, Mississippi. It has no local aural service.

3. Petitioner incorporated by reference the reasons stated in the Notice for the proposed assignment. It adds that the assignment would be in furtherance of the Commission's touchstone principle of maximizing diversity and the national goal of increasing minority ownership. Petitioner stated its intention to apply for the channel, if assigned.

4. The Commission believes that the public interest would be served by assigning Channel 261A to Artesia, Mississippi, since it would provide that community with an opportunity for its first FM station.

5. Accordingly, pursuant to the authority contained in §§ 4(i), 5(d)(1), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, and §§ 0.204(b) and 0.281 of the Commission's rules, it is ordered, That effective July 28, 1982, the FM Table of Assignments (§ 73.202(b) of the rules), is amended with respect to the following community:

City	Channel No.
Artesia, Mississippi	261A

6. It is further ordered, That this proceeding is terminated.

7. For further information concerning this proceeding, contact Montrose H. Tyree, Broadcast Bureau, (202) 632-7792.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 82-15332 Filed 6-4-82; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 82-4; RM-3974]

FM Broadcast Station in Sisseton, South Dakota; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Action taken herein assigns Channels 257A and 275 to Sisseton, South Dakota, in response to a petition filed by Lake Region News Corporation, and a request from Wayne D. Tisdale. The assigned channels could provide a first and second FM service to Sisseton and the surrounding area.

DATE: Effective July 28, 1982.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Broadcast Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Sisseton, South Dakota), BC Docket No. 82-4, RM-3974.

Report and Order (Proceeding Terminated)

Adopted: May 21, 1982.

Released: May 28, 1982.

1. The Commission has under consideration the Notice of Proposed Rule Making, 47 FR 3388, published January 25, 1982, which invited comments on two alternate proposals for an FM assignment at Sisseton, North Dakota, in response to a petition filed by Lake Region News Corporation ("petitioner").

Alternate I. Assign Channel 257A to Sisseton, South Dakota, or

Alternate II. Assign Channel 275 to Sisseton, South Dakota.

Comments in support of Alternative II were filed by the petitioner stating its intention to apply for Channel 275, if assigned. Wayne D. Tisdale filed comments in support of Alternative I and expressed an interest in applying for Channel 257A, if assigned.

2. Sisseton (population 2,789),¹ seat of Roberts County (population 10,911), is located in the northeast corner of South Dakota, approximately 240 kilometers (150 miles) north of Sioux Falls. It is without local broadcast service.

3. Petitioner incorporated by reference the information in the Notice which demonstrated the need for a first FM assignment at Sisseton. Paragraph 5 of the Notice requested the petitioner to submit a *Roanoke Rapids/Anamosa* study indicating first and second service to be provided by the proposed Class C assignment. Petitioner asserts that the assignment will provide a first FM service to approximately 4,905 square kilometers (3,910 square miles) for 33,550 persons.² Thus it states that a Class C

¹ Population figures are taken from the 1980 U.S. Census, Advance Report.

² The assignment of Channel 268 to Ortonville, Minnesota (BC Docket 81-737, RM-3882), will reduce the first FM service area by approximately 50% and the second FM service area by approximately 75%.

assignment would provide coverage to a large rural area and a much needed first service to Sisseton.

4. Tisdale comments that Sisseton is too small to warrant a Class C FM channel assignment. Instead, he states that a Class A channel would be more appropriate. He points out that there has been a decline in the population from 3,094 (1970) to 2,789 (1980), which appears to be the trend in small towns and rural areas of the Dakotas and Minnesota. It is the opinion of Tisdale that Sisseton is not earmarked for significant growth now or in the foreseeable future. Thus, in keeping with the Commission's policy of reserving Class C channels for larger urban communities, he urges the Commission to assign Channel 257A to Sisseton.

5. Petitioner contends that Tisdale's comments do not dispute the fact that the proposal meets the requirements for a Class C allocation. His statement with regard to the city not being earmarked for significant growth in the near future is described by petitioner as personal speculation. Instead, petitioner contends that the only effective way to expand services to the area is with a Class C facility. Petitioner requests the Commission to adopt its proposal as submitted.

6. In the Notice, we stated that the assignment of Channel 275 to Sisseton would cause preclusion on Channels 265A, 266, 267, 268 and 269A. We also requested the petitioner to submit a listing of precluded communities with a population greater than 1,000 and without local service. Petitioner was also asked to indicate whether alternate channels are available to those communities. Petitioner states that the assignment would not preclude any community with a population greater than 1,000.

7. While we expressed concern about assigning a Class C channel to Sisseton, we feel that the information provided by the petitioner adequately demonstrates the need for a Class C assignment. Although a community the size of Sisseton is not normally assigned a Class C channel, the proposed assignment would provide a significant amount of first and second services to the surrounding area and population even considering the reduction occasioned by the Ortonville assignment. Since the preclusion impact is not an impediment here, we believe the assignment of a Class C channel to Sisseton would be appropriate.

8. Having made that determination, we must now decide on Tisdale's request for a Class A channel assignment. Tisdale did not address the intermixture issue. Yet he appears to be

determined to apply for a Class A channel. Tisdale could have objected to the intermixture result either in comments or reply comments. Having maintained his silence on this issue, while clearly expressing his interest in the Class A channel, we shall assume that he will apply for Channel 257A. We regard the intermixture result here as consistent with our policy to permit a Class A assignment where a Class C channel has already been assigned.

9. Canadian concurrence has been obtained in the assignments of Channels 257A and 275 to Sisseton, South Dakota.

10. Accordingly, pursuant to the authority contained in sections 4(i), 5(d)(1), 303(g), and (r) and 307(b) of the Communications Act of 1934, as amended, and §§ 0.204(b) and 0.281 of the Commission's rules, it is ordered, That effective July 28, 1982, the FM Table of Assignments, § 73.202(b) of the rules is amended with regard to Sisseton, South Dakota, as follows:

City	Channel No.
Sisseton, South Dakota	257A, 275

11. It is further ordered, That this proceeding IS TERMINATED.

12. For further information concerning this proceeding, contact Montrose H. Tyree, Broadcast Bureau, (202) 632-7792. (Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,
Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 82-15322 Filed 6-4-82; 8:35 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 81-563; RM-3752]

FM Broadcast Station in Cheney, Grand Coulee and Spokane, Washington; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action assigns FM Channel 266 to Cheney, Washington, in response to a request from Romarge-Turnbeaugh. The assignment could provide a first local service to Cheney.

DATE: Effective July 28, 1982.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT:
Phil Cross, Broadcast Bureau, (202) 632-5414.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Report and Order Proceeding Terminated

Adopted: May 21, 1982.

Released: June 3, 1982.

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Cheney, Grand Coulee and Spokane, Washington), BC Docket No. 81-563 RM-3752.

1. The Commission has before it for consideration a Notice of Proposed Rule Making, 46 FR 44008, published September 2, 1981, in response to a petition filed by Romarge-Turnbeaugh ("petitioner"), proposing the reassignment of Channel 266 from Grand Coulee, Washington, where it is presently unused, to Cheney, Washington.

2. We pointed out in the Notice of Proposed Rule Making that our established policy is to reserve Class C channels for larger urban areas, a category which is descriptive of nearby Spokane, Washington, but not of Cheney, Washington. Given the proximity of Cheney to Spokane (approximately 13 miles), we questioned which city the proposed Class C facility would actually serve. Accordingly, we proposed three alternatives: the reassignment of Class C Channel 266 from Grand Coulee to Cheney; the reassignment of the channel to Spokane; and the assignment of Class A Channel 237A to Cheney which we believed to be a more appropriate assignment to this small community.

3. Petitioner filed comments in support of the assignment of Channel 266 to Cheney. However, it insisted that it would not apply for a Class A channel if assigned to Cheney since it did not believe a Class A station would be commercially feasible in Cheney. No oppositions were filed.

4. Petitioner submitted data on the economic growth and needs of Cheney, as requested. Cheney is described as a growing town of 7,610 persons,¹ an increase of approximately 20 percent over the 1970 census figures. It is the home of Eastern Washington University, which has approximately 8,000 students and faculty in addition to the town's population. Cheney is said to be oriented toward education, agriculture and recreation. Agriculture includes the

raising of peas, oats, barley and wheat, as well as beef and dairy farming. As a recreational area, Cheney has 25 acres of parks; is within driving distance of four major ski resorts; and is the site of the summer training camp of the Seattle Seahawks.

5. Petitioner also submitted data on the demographics of Spokane, as requested. It is shown that Spokane is the second largest city in the State of Washington with a population of 171,300 and is situated in Spokane County with a population of 341,835. Spokane is the headquarters for large-scale agricultural operations, extensive lumbering activities, mining, and financial business in the northwest. Petitioner states that Spokane is served by a total of twenty radio stations (ten AM's and ten FM's), four television stations (two other stations have been authorized), and one cable facility.

6. Commenting on the three alternative proposals for channel assignments (par. 2, *supra*), petitioner contends that the public interest would be best served by assigning Channel 266 to Cheney, as the first local commercial service for that community. Petitioner states that it wishes to provide a service to the agricultural, recreational and educational elements of the area, and that it would not be as successful in attracting an audience and providing a public service if it were to use that format in Spokane. Furthermore, petitioner says that it has serious doubts as to whether it could put a competitive city grade signal into Spokane because the location of its transmitter site is restricted to approximately 20 air miles from Spokane. That location is said to be "down in a valley formed by the Spokane River," where the intervening terrain is hilly and mountainous.

7. Petitioner submitted a preclusion study showing alternative channels available to incorporated communities with a population over 1,000.

8. Canadian coordination has been received.

9. Grand Coulee, Washington (population 1,302), is in Grand County (population 41,881) and is located approximately 120 kilometers (75 miles) west of Spokane. Grand Coulee has two unoccupied Class C channels and would not be deprived of service if Channel 266 were assigned to Cheney or Spokane.

10. It has been our policy to reserve Class C channels for large urban areas. See Revision of FM Broadcasting Rules, 40 F.C.C. 747, 758 (1963). The higher power with which Class C stations may operate is best used, in most cases, where there is a need for coverage of unserved, or underserved, areas. We have made a number of exceptions to

this policy where a showing is made that the city is relatively isolated and serves as a focal point for a large urban area. We have, in the past, been more restrictive in applying this policy where a suburban community seeks a Class C channel in order to reach and become part of the large city's market. See *Albuquerque and Alameda, New Mexico* 48 R.R. 2d 1327 (1981). Here Cheney is within 13 miles of Spokane and as such a Cheney Class C station would be expected to provide a city grade signal over Spokane. However, in analyzing the comments of petitioner, we have determined that because of the mountainous terrain, a portion of Spokane may not be able to receive the proposed Class C station. The Cheney station must be sited at least 14 miles south of Spokane to avoid short-spacing on an IF channel to Station KWAQ, Spokane. At such a site, a city grade signal would not adequately reach the eastern portion of Spokane. In view of that fact, we have not raised a suburban issue concerning whether the station would in reality serve Spokane. As for the Class A option for Cheney, we have no interested party in that proposal. Thus we find that the public interest would be served by the assignment of Class C Channel 266 to Cheney, Washington.

11. Authority for the adoption of the amendment herein is contained in §§ 4(i), 5(d)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and §§ 0.204(b) and 0.281 of the Commission's rules.

12. Accordingly, it is ordered, That effective July 28, 1982, § 73.202(b) of the Commission's rules, the FM Table of Assignments, is amended with regard to the following community:

City	Channel No.
Cheney, Washington	266
Grand Coulee, Washington	253

13. It is further ordered, That this proceeding is terminated.

14. For further information concerning the above, contact Phil Cross, Broadcast Bureau, (202) 632-5414.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,
Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 82-15324 Filed 6-4-82; 8:45 am]

BILLING CODE 6712-01-M

¹ Population figures are taken from the 1980 U.S. Census, Advance Report.

47 CFR Parts 73 and 74

Radio Broadcast Services;
Experimental, Auxiliary, and Special
Broadcast and Other Program
Distributional Services; Editorial
Amendments to the Commission's
Rules

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This order, by Chief, Broadcast Bureau, makes editorial amendments in broadcast station rules in 47 CFR Parts 73 and 74, correcting errors which exist in certain cross-references, engineering formulas, charts and tables and also printer's errors, misspellings and incorrect date and time parameters.

DATE: Effective May 3, 1982.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Steve Crane, (202) 632-5414 or John Reiser, (202) 632-9660, Broadcast Bureau.

SUPPLEMENTARY INFORMATION:

List of Subjects

47 CFR Part 73

Radio broadcast.

47 CFR Part 74

Radio.

Adopted: April 12, 1982.

Released: April 19, 1982.

In the matter of editorial amendments to Parts 73 and 74, Volume III FCC Rules and Regulations; order.

1. A review of the broadcast rules in Parts 73 and 74 of Volume III reveals a number of errors in rule texts. These errors come about as a result of various reasons such as failure to redesignate cross references to rule sections which have been rewritten or renumbered; incorrect designations of rule sections referenced in new rules; printer's errors; misspellings; errors in engineering formulas, charts and tables; and incorrect dates and time parameters (i.e., "no later/earlier than x days/hours * * *").

2. The editorial revisions, as shown in the attached appendix, make no substantive change in rule texts and do not change the purpose or application of the subject rules. They neither impose additional burdens nor remove any provisions relied upon by licensees or the public and these amendments serve the public interest.

3. These corrections are implemented by authority designated by the

Commission to Chief, Broadcast Bureau. Prior notice of rulemaking, effective date provisions and public procedure thereon are unnecessary pursuant to the Administrative Procedure and Judicial Review Act provisions of 5 U.S.C. (b)(3)(B), inasmuch as these amendments impose no additional burdens and raise no issue upon which comments would serve any useful purpose.

4. Therefore, it is ordered, that pursuant to sections 4(i), 303(r) and 5(d)(1) of the Communications Act of 1934, as amended, and §§ 0.71 and 0.281 of the Commission's rules, Parts 73 and 74 of Volume III of the FCC rules and regulations are amended as set forth in the attached appendix, effective May 3, 1982.

5. For further information concerning this Order, contact Steve Crane, (202) 632-5414, or John Reiser, (202) 632-9660, Broadcast Bureau.

Federal Communications Commission.

Laurence E. Harris,
Chief, Broadcast Bureau.

Appendix

PART 73—RADIO BROADCAST
SERVICES

§ 73.157 [Amended]

1. Section 73.157, *Special antenna test authorizations* is amended as follows:

Reference in § 73.157(c) to "§ 73.92" is revised to read "§ 73.1230."

§ 73.340 [Amended]

2. Section 73.340, *Use of automatic transmission systems (ATS)*, is amended as follows:

Reference in § 73.340(c)(1) to "§ 73.1830(a)(3)" is revised to read "§ 73.1820(a)(3)."

§ 73.540 [Amended]

3. Section 73.540, *Use of automatic transmission systems (ATC)*, is amended as follows:

Reference in § 73.540(c)(1) to "§ 73.1830(a)(2)" is revised to read "§ 73.1820(a)(3)."

§ 73.676 [Amended]

4. Section 73.676, *Remote control operation*, as amended as follows:

a) Reference in § 73.676(a)(2) to "§ 73.1830" is revised to read "§ 73.1820."

b) Reference in § 73.676(b) to "§ 73.661" is revised to read "§ 73.1860."

c) Reference in § 73.676(c) to "§ 73.671" is revised to read "§ 73.1820."

§ 73.1226 [Amended]

5. Section 73.1226, *Availability to FCC of station logs and records*, is amended as follows:

Reference in § 73.1226(c) to "§ 1.613" is revised to read "§ 73.3613."

§ 73.1810 [Amended]

6. Section 73.1810, *Program logs*, is amended as follows:

Reference in § 73.1810(e) to "§ 73.1810" is revised to read "§ 73.1800."

§ 73.1820 [Amended]

7. Section 73.1820, *Operating logs*, is amended as follows:

Paragraph (d) of § 73.1820 is removed.

8. In § 73.3597, paragraph (f)(2) is revised to read as follows:

§ 73.3597 Procedures on transfer and assignment applications.

* * * * *

(f)(1) * * *

(2) It is not intended to forbid the seller to retain an equity interest in an unbuilt station which he is transferring or assigning if the seller obligates himself, for the period of 1 year after commencing program tests, to provide that part of the total capital made available to the station, up to the end of that period, which is proportionate to the seller's equity share in the permittee, taking into account equity capital, loan capital, and guarantees of interest and amortization payments for loan capital provided by the seller before the transfer or assignment. This condition will be satisfied:

* * * * *

PART 74—EXPERIMENTAL,
AUXILIARY, AND SPECIAL
BROADCAST AND OTHER PROGRAM
DISTRIBUTIONAL SERVICES

§ 74.402 [Amended]

9. Section 74.402, *Frequency assignment*, is amended as follows:

The frequency group in § 74.402(a)(4) shown as "Group K^{1.8}" is revised to read "Group K^{1.8}"; and the frequency group shown as "Group K^{2.8}" is revised to read "Group K^{2.8}."

§ 74.966 [Amended]

10. Section 74.966, *ITFS station operator requirements*, is amended as follows:

Reference in § 74.966(c) to "§ 74.938" is revised to read "§ 74.934."

§ 74.1251 [Amended]

11. Section 74.1251, *Modification of transmission systems*, is amended as follows:

Reference in § 74.1251(a) to "§ 2.584" is revised to read "§ 2.1001."

47 CFR Part 90

[PR Docket No. 80-416; RM-3428]

Private Land Mobile Radio Services; Amendment of the Commission's Rules To Expand the Use of Digital Voice Modulation Generally to the Private Radio Services; Correction**AGENCY:** Federal Communications Commission.**ACTION:** Final rule; correction.**SUMMARY:** This document corrects the text of rule changes which extended digital voice capability generally to the Private Land Mobile Radio Services (47 FR 15337, April 9, 1982).**ADDRESS:** Federal Communications Commission, Washington, D.C. 20554.**FOR FURTHER INFORMATION CONTACT:** Keith Plourd or Arthur King, Private Radio Bureau, Washington, D.C. 20554, (202) 632-6497.**SUPPLEMENTARY INFORMATION:****List of Subjects in 47 CFR Part 90**

Private land mobile radio services, Industrial radio services, Public safety radio services, Land transportation radio services, Radiolocation radio service, Special emergency radio service, Administrative practice and procedure, Business and industry.

Adopted: May 26, 1982.

Released: June 1, 1982.

In the matter of an amendment of Part 90 of the Commission's Rules and Regulations to expand the use of digital voice modulation generally to the private radio services; PR Docket 80-416, RM-3428; correction.

PART 90—PRIVATE LAND MOBILE RADIO SERVICES

The Second report and Order, FCC 82-134, in the above entitled matter, released April 1, 1982, is corrected as follows:

Appendix, page 15,340, instruction 7: Paragraph (a) of § 90.425 is corrected by adding the words, "or system," in the first sentence to read as follows:

§ 90.425 Station identification. * * *

(a) Identification procedure. Except as provided in paragraph (d) of this section, each station or system shall be identified by the transmission of the assigned call sign during each transmission or exchange of transmissions, or once each 15 minutes (30 minutes in the Public Safety and Special Emergency Radio Services) during periods of continuous operation. The call sign shall be transmitted by voice in the English language, or by

International Morse Code in accordance with paragraph (b) of this section. If the station is employing either analog or digital voice scrambling, transmission of the required identification shall be in the unscrambled mode using A3 or F3 emission, with all encoding disabled. Permissible alternative identification procedures are as follows:"

Appendix, page 2: add new instruction 8 (previously omitted) to read as follows:

"8. Amend § 90.385 by adding a new paragraph (a)(4) and revise paragraph (c) to read as follows:

§ 90.385 Restrictions and limitations on permissible communications, on use, and on mode of operation.

(a) * * *

(4) For digital voice operations. See § 90.207(k).

(c) When a licensee, eligible under Subparts B, C, D or E of this part, has qualified for an exclusive channel by meeting the applicable mobile loading standards, the system may be used for any purpose or operated, in any manner consistent with the regulations governing the service in which the licensee is eligible, including the use of F2, F4, F9 and F9Y emissions.

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 82-15370 Filed 6-4-82; 9:45 am]

BILLING CODE 6712-01-M

DEPARTMENT OF TRANSPORTATION**Office of the Secretary****49 CFR Part 1**

[OST Docket No. 1; Amdt. 1-171]

Organization and Delegation of Powers and Duties; Deep Seabed Hard Mineral Resources Act**AGENCY:** Transportation Department (DOT).**ACTION:** Final rule.

SUMMARY: DOT delegates to the Commandant of the Coast Guard and the General Counsel of the Department functions vested in the Secretary by the Deep Seabed Hard Mineral Resources Act.

DATE: This amendment becomes effective June 7, 1982.

FOR FURTHER INFORMATION CONTACT: Robert I. Ross, Office of the General Counsel, (202) 426-4723.

SUPPLEMENTARY INFORMATION: Since this amendment relates to Departmental management, procedures, and practice, notice and comment on it are unnecessary and it may be made effective in fewer than thirty days after publication in the Federal Register.

The Deep Seabed Hard Mineral Resources Act (June 28, 1980; Pub. L. 96-283; 94 Stat. 553) establishes for the United States an interim procedure for the orderly development of hard mineral resources in the deep seabed, pending adoption of an international regime relating to such development. All authority vested by the statute in the Secretary of Transportation—either as head of an agency or as head of the department in which the Coast Guard is operating—is delegated by this rule to the Commandant of the Coast Guard, except the authority in Section 118 to coordinate with certain foreign governments, which is delegated to the Department's General Counsel. Most of the responsibility being delegated to the Coast Guard relates to areas of traditional Coast Guard concern, such as safety of life at sea and the marine environment.

List of Subjects in 49 CFR Part 1

Authority delegations (Government agencies), Organization and functions (Government agencies).

PART 1—ORGANIZATION AND DELEGATION OF POWERS AND DUTIES

In consideration of the foregoing, Part 1 of Title 49, Code of Federal Regulations, is amended as follows:

1. Section 1.46 is amended by adding at the end thereof the following new paragraph (ff), to read as follows:

§ 1.46 Delegations to Commandant of the Coast Guard.

The Commandant of the Coast Guard is delegated authority to—

(ff) Carry out the functions vested in the Secretary by the Deep Seabed Hard Mineral Resources Act (June 21, 1980; Pub. L. 96-283; 94 Stat. 553), except section 118.

2. In § 1.57, a new paragraph (n) is added at the end thereof to read as follows:

§ 1.57 Delegations to General Counsel.

The General Counsel is delegated authority to—

(n) Conduct coordination with foreign governments under section 118 of the Deep Seabed Hard Mineral Resources