

been revised to reflect a recent change to 46 CFR 4.05-1 which amended the vessel casualty reporting requirements. That amendment was published on pages 15125-15127 of April 7, 1983 Federal Register. It eliminated from casualty reporting requirements the consideration of certain costs associated with the repair of a vessel sustaining damage as the result of a marine casualty.

Another commenter suggested adding the requirement for the person completing Form CG-2692 to indicate whether the casualty involved an "unsafe act" or "hazardous condition." The Coast Guard does not concur with this suggestion. We believe that the Coast Guard investigating officer can develop a more objective determination as to whether either of these factors was present.

Since the new form has been in use since August 16, 1982, and there are no substantive changes from the interim final rule, this rule is effective upon publication. A new revision to Form CG-2692 which incorporates the changes noted above is being printed and distributed to Coast Guard field units. Until this revised form becomes available to the public, Form CG-2692 (Rev. 6-82) may still be used.

List of Subjects in Parts 4.26, 35, 78, 97, 109, 167, 185, 196, and 197

Marine safety, Reporting and recordkeeping requirements.

#### Regulatory analysis

The Coast Guard has evaluated this amendment under Executive Order 12291 and the Department of Transportation's "Policies and Procedures for Simplification, Analysis, and Review of Regulations" (DOT Order 2100.5 dated May 22, 1980), and has determined that it is neither a major nor a significant rulemaking. This final rule continues the interim rule issued on August 16, 1982. The evaluation of that rule indicated an expected annual reduction in reports by approximately 1000, and an annual savings of \$20,000. Since a report is required only when an accident occurs, the impact on individual entities is negligible. Therefore it is certified as having no significant economic impact on a substantial number of small entities. Accordingly, a full regulatory evaluation has not been prepared. In accordance with the Paperwork Reduction Act of 1980 (Pub. L. 96-511), the reporting or recordkeeping provisions of this regulation have been submitted to the Office of Management and Budget (OMB). OMB Control Number 2115-0003 has been assigned.

#### Environmental Impact

The Coast Guard has considered the impact of this revision upon the environment and concluded that the action represents changes in administrative matters only and has no impact upon the environment. Consequently, no environmental impact statement is required.

(Sec. 10, 16 Stat. 128 [33 U.S.C. 361]; R.S. 4450, as amended [46 U.S.C. 239]; R.S. 4405 [46 U.S.C. 375]; 80 Stat. 938 [49 U.S.C. 1655(b)(1); 49 CFR 1.46 (b)])

Dated: June 9, 1983.

L. N. Hein,

Captain, U.S. Coast Guard, Acting Chief,  
Office of Merchant Marine Safety.

[FR Doc. 83-25888 Filed 9-22-83; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 1

[Gen. Docket No. 81-768; FCC 83-422]

#### Selection From Among Certain Competing Applications Using Random Selection or Lotteries Instead of Comparative Hearings

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document revises three sections of the final regulations implementing the lottery provision of the Communications Amendments Act of 1982, which were published June 13, 1983 (48 FR 27182). The revisions are necessary to establish the Managing Director as the Commission official with general responsibility for the lottery selection process. This ensures complete objectivity and prevents even the appearance of partiality in the conduct of the random selection drawings.

**EFFECTIVE DATE:** October 19, 1983.

**FOR FURTHER INFORMATION CONTACT:** Randy W. Thomas, Office of General Counsel, Federal Communications Commission, Washington, D.C. 20554, Tel. (202) 632-6990.

#### List of Subjects in 47 CFR Part 1

Administrative practice and procedure.

#### Third Order

In the matter of selection from among certain competing applications using random selection or lotteries instead of comparative hearings; Gen. Docket No. 81-768.

Adopted: September 15, 1983.

Released: September 19, 1983.

By the Commission:

1. In March 1983, the Commission adopted a *Second Report and Order* in this docket that established rules for a random selection system to select initial licensees in certain services when there is more than one applicant for a communications facility. 48 FR 27182 (June 13, 1983).

2. The *Second Report and Order, inter alia*, established rules specifying that lotteries would be conducted under the direction of the Chiefs of the relevant licensing Bureaus. See Rule § 1.822(b), 1.972(c) and 1.1603(a). To ensure complete objectivity and to prevent even the appearance of partiality, we believe that the conduct of the random selection drawings should be under the direction of the Commission's Managing Director. Thus, this document amends the cited rule sections to delete the reference to licensing Bureau Chiefs as the officials responsible for conducting lotteries. Pursuant to 47 CFR 0.11, the Managing Director will be the Commission official with overall responsibility for the conduct of all random selections.

3. We find that prior notice and comment procedures are unnecessary to implement the rule amendments in the attached Appendix because the amendments involve general rules of agency practice or procedure. See 5 U.S.C. 553(b)(3)(A). The rule amendments we are adopting merely establish the Managing Director, in lieu of licensing Bureau Chiefs, as the Commission official with overall responsibility for the random selection system. Therefore, we believe that this action is noncontroversial and unlikely to originate any significant public comment.

4. In view of the foregoing and pursuant to Sections 1, 4 (i) and (j) and 309(i) of the Communications Act of 1934, as amended, it is hereby ordered That Part 1 of the Commission's Rules is amended as set forth in the attached Appendix, effective October 19, 1983.

5. For further information contact Randy W. Thomas, Office of General Counsel. (202) 632-6990.

Federal Communications Commission.

William J. Tricarico,

Secretary.

#### Appendix

#### PART 1—[AMENDED]

#### § 1.822 [Amended]

1. In § 1.822, paragraph (b) is revised by removing the second sentence that reads as follows: "Each such random selection shall be conducted under the

direction of the Chief of the Common Carrier Bureau."

#### § 1.972 [Amended]

2. In § 1.972, paragraph (c) is revised by removing in the second paragraph the second sentence that reads as follows: "Each such random selection shall be conducted under the direction of the Chief of the Private Radio Bureau."

#### § 1.603 [Amended]

3. In § 1.603, the present text of paragraph (a) is removed and paragraph (b) is redesignated as the text of the section.

[FR Doc. 83-25022 Filed 9-22-83; 8:45 am]

BILLING CODE 6712-01-M

### 47 CFR Part 25

#### Procedural Dates Clarified for New Satellite Filings

**AGENCY:** Federal Communications Commission.

**ACTION:** Rule-related notice.

**SUMMARY:** This document clarifies various procedural dates for new satellite filings established by the Commission's Report and Order in CC Docket No. 81-704, FCC 83-184 released August 16, 1983 (48 FR 40233, Sept. 6, 1983), 1983 Orbit Assignment Order, FCC 83-186 released August 12, 1983, and new application processing order, FCC 83-185 released August 12, 1983 (48 FR 40256, Sept. 6, 1983). Specific dates were specified for filing Petitions for Reconsideration, Acceptance of Authorizations, New Applications, and Proposed Exchanges of Orbit Locations.

**DATES:** The two key dates are October 6, 1983 for petitions and November 7, 1983 for new applications.

**FOR FURTHER INFORMATION CONTACT:** Cecily Holiday or Robert Mazer, Common Carrier Bureau, (202) 634-1624.

[Report No. DS-207.]

#### Procedural Dates Clarified for New Satellite Filings

September 9, 1983.

The Commission's Report and Order in CC Docket No. 81-704, FCC 83-184 released August 16, 1983, was published in the Federal Register on September 6, 1983. The following procedural dates are accordingly established.

*Petitions for Reconsideration.* Any petition seeking reconsideration of the Report and Order, *supra*, the 1983 Orbit Assignment Order,<sup>1</sup> or the 1983

<sup>1</sup> Memorandum Opinion and Order, FCC 83-186 released August 12, 1983.

Processing Order,<sup>2</sup> must be filed with the Commission on or before October 6, 1983. <sup>3</sup> Oppositions and replies will be due by the dates determined in accordance with Section 1.429 of the Commission's Rules and Regulations, 47 CFR 1.429, with respect to a petition for reconsideration of the Report and Order.

*Acceptance of Authorizations.* Each grantee of an authorization listed in note 3 *supra* is afforded until September 16, 1983 to decline its authorization as conditioned. Failure to respond within that period will constitute formal acceptance of the authorization as conditioned.<sup>4</sup>

*New Applications.* Any application for a new domestic satellite space station authorization must be filed in a form acceptable for filing by November 7, 1983 if it is to be considered by the Commission in conjunction with the applications listed in Appendix A to the 1983 Processing Order, *supra*. Any other entity proposing the construction and operation of a satellite that is to employ frequencies and orbit locations usable by domestic satellites<sup>5</sup> must have an application on file by the same date if it is to be considered in conjunction with such domestic satellites with respect to the assignment of specific frequencies and orbit locations to domestic

<sup>2</sup> Memorandum Opinion and Order, FCC 83-185 released August 12, 1983.

<sup>3</sup> Individual space station authorizations were granted in *Advanced Business Communications, Inc.*, FCC 83-187 released August 3, 1983; *American Telephone and Telegraph Company*, FCC 83-188 released August 3, 1983; *American Satellite Company*, FCC 83-189 released August 4, 1983; *Hughes Communications, Inc.*, FCC 83-190 released August 3, 1983; *Rainbow Satellite, Inc.*, FCC 83-191 released August 3, 1983; *RCA American Communications, Inc.*, FCC 83-192 released August 4, 1983; *Satellite Business Systems*, FCC 83-193 released August 4, 1983; *Southern Pacific Communications Company*, FCC 83-194 released August 4, 1983; *United States Satellite Systems, Inc.*, FCC 83-195 released August 4, 1983; and *Western Union Telegraph Company*, FCC 83-196 released August 4, 1983. Pursuant to Sections 1.106(f) and 1.4(b) of the Commission's Rules and Regulations, 47 CFR 1.106(f) and 1.4(b), a petition for reconsideration of the grant of any of these authorizations was due to be filed within thirty days of the date of the release of the text of the Order and Authorization involved.

<sup>4</sup> An application for modification of authorization will be required for any proposed changes to the specified technical parameters or the terms and conditions of the authorization, or for an extension of time to complete a particular activity. Authorizations may be corrected without the filing of an application, however, to reflect the specifics proposed in the application as it was before the Commission on April 26, 1983. See also, Report and Order, *supra* at paragraph 103.

<sup>5</sup> Pending domestic fixed satellite applications propose the use of the 3700-4200 MHz, 5925-6425 MHz, 11.7-12.2 GHz and 14.0-14.5 GHz frequency bands and orbital locations between about 60° and 150° West Longitude. See also 1983 Orbit Assignment Order, *supra* at notes 11 and 12; *Domestic Fixed Satellite Service—Orbit Deployment Plan*, 84 FCC 584, 597-600 (1981).

satellites. The assignment of specific frequencies and orbit locations for other than domestic satellite operations, e.g. satellites designed for international service or feeder links in bands used by domestic satellites, may be done in a separate proceeding which includes additional such proposals that may be filed after November 7, 1983. However, satellite proposals filed after November 7, 1983 which conflict with satellite requests filed pursuant to the 1983 Processing Order, *supra*, will have to be accommodated at orbit locations and/or in frequency bands other than those assigned to domestic satellites filed by November 7, 1983. Appendix B to the 1983 Processing Order, *supra*, specifies the minimum information required for a domestic satellite space station application to be considered acceptable for filing in this proceeding.<sup>6</sup> Applications which are unacceptable for filing will be dismissed.<sup>7</sup> See 1983 Processing Order, *supra* at paragraph 5.

*Exchange of Orbit Locations.* Voluntary exchanges of orbital locations assigned by the 1983 Orbit Assignment Order, *supra*, between grantees may be proposed at any time.<sup>8</sup> Requests for orbital locations identified as "unassigned" in the Appendix to the 1983 Orbit Assignment Order, *supra*, will be treated as a new space station application in accordance with the 1983 Processing Order, *supra*. Any other proposed changes in orbital location assignments must be filed by October 6, 1983<sup>9</sup> in order to insure that they will be considered before processing begins of the new space station applications filed pursuant to the 1983 Processing Order, *supra*.

For further information, please contact Robert Mazer or Cecily Holiday at (202) 634-1624.

<sup>6</sup> Note, three items of information (labeled 9, 10 and 11) appear on page 3 of Appendix B to the 1983 Processing Order, *supra*. These items are misplaced. Instead, they should be numbered as items 6, 7 and 8, respectively, under item D on page 2 of Appendix B.

<sup>7</sup> In order to allow efficient use of available staff resources to perform initial review and processing of new domestic satellite space station applications and to prepare public reference files, an application or amendment filed after the close of business on October 31, 1983 will not be routinely available for public inspection until all such applications and amendments filed on or before November 7, 1983 can be efficiently made available for inspection in the Public Reference Room of the Domestic Facilities Division, Room 331, 1200 19th Street, N.W., Washington, D.C.

<sup>8</sup> Such proposals will, however, be subject to a notice and comment procedure. See Report and Order, *supra* at note 100.

<sup>9</sup> An extension of the date indicated at paragraph 30 of the 1983 Orbit Assignment Order, *supra*, for filing such proposals appears warranted in order to minimize disparate filing dates.

(Secs. 4, 303, 46 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

William J. Tricarico,

Secretary, Federal Communications Commission.

[FR Doc. 83-25398 Filed 9-23-83; 8:45 am]

BILLING CODE 6712-01-M

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

#### 49 CFR Part 581

[Docket No. 73-19; Notice 32]

#### Bumper Standard; Interpretive Amendment

AGENCY: National Highway Traffic Safety Administration (NHTSA), DOT.

ACTION: Interpretive amendment.

**SUMMARY:** The Part 581 Bumper Standard specifies that certain equipment be removed from a vehicle before testing. This notice clarifies the wording of a May 20, 1982, amendment to make it clear that: (1) No change was intended in the requirement as it related to trailer hitches and license plate brackets, i.e., that all trailer hitches and license plate brackets are removed, whether or not they are optional equipment, and (2) all running lights and fog lamps which are optional equipment should be removed, whether or not they are mounted on the bumper face bar.

**DATE:** Effective date is September 23, 1983.

**FOR FURTHER INFORMATION CONTACT:** Nelson Gordy, Office of Market Incentives, National Highway Traffic Safety Administration, 400 Seventh Street, SW., Washington, D.C. 20590; 202-426-1740.

**SUPPLEMENTARY INFORMATION:** Section 581.6(a)(5) of the Bumper Standard specifies that certain equipment be removed from a vehicle before testing. Prior to the most recent amendment, the section specified that trailer hitches and license plate brackets be removed from the vehicle. The standard was amended in a notice published in the *Federal Register* (47 FR 21820) on May 20, 1982, which, among other things, expanded the specified equipment that is removed to include headlamp washers and certain optional equipment, i.e., running lights, fog lamps and equipment mounted on the bumper face bar. The section was revised to read:

Trailer hitches, license plate brackets, running lights, fog lamps, other optional equipment mounted on the bumper face bar and headlamp washers are removed from the vehicle.

The amended section might be read to be more restrictive than the former section as it relates to trailer hitches and license plate brackets, i.e., that only trailer hitches and license plate brackets which are optional equipment must be removed. This notice clarifies the wording of that amendment to make it clear that no change was intended in the requirement as to these types of equipment. Thus, this notice makes it clear that all trailer hitches and license brackets must be removed. The agency neither proposed nor intended any change in the requirement as it relates to those types of equipment.

Another possible question of interpretation under the amended section is whether all running lights and fog lamps which are optional equipment should be removed, or only those which are mounted on the bumper face bar. This notice clarifies the wording of the amendment to make it clear that running lights and fog lamps which are optional equipment should be removed, whether or not they are mounted on the bumper face bar.

This amendment is an interpretive amendment which does not change the substantive requirements of the Bumper Standard in any respect. Accordingly, it is found for good cause shown that notice and comment are unnecessary and that an immediate effective date is in the public interest.

The agency has considered the economic and other impacts of this amendment and determined that it is neither a major rule within the meaning of Executive Order 12291 nor a significant rule under the Department of Transportation's regulatory policies and procedures. Further, the agency concludes that the economic and other consequences of this amendment are so minimal as not to require preparation of a full regulatory evaluation. The impact is minimal because the amendment does not change the substantive requirements of the standard.

The agency has also reviewed the effects of this amendment for purposes of the National Environmental Policy Act. The agency has determined that the amendment will not have any significant impact on the human environment.

The Regulatory Flexibility Act does not apply to rules, such as this, which are issued without notice and comment. The agency notes, however, that since the amendment does not change the substantive requirements of the standard, it follows that the amendment will not have a significant economic impact on a substantial number of small entities.

## List of Subjects in 49 CFR Part 581

Motor vehicle safety, Motor vehicles.

### PART 581—BUMPER STANDARD

In consideration of the foregoing, 49 CFR Part 581 is amended as follows:

Section 581.6(a)(5) is revised to read:

#### § 581.6 Conditions.

(a) \* \* \*

(5) Trailer hitches, license plate brackets, and headlamp washers are removed from the vehicle. Running lights, fog lamps, and equipment mounted on the bumper face bar are removed from the vehicle if they are optional equipment.

(Sec. 102, Pub. L. 92-513, 88 Stat. 947 (15 U.S.C. 1912); secs. 103, 119, Pub. L. 89-563, 80 Stat. 716 (15 U.S.C. 1392, 1407); delegation of authority at 49 CFR 1.50 and 501.7)

Issued on: September 19, 1983.

Diane K. Steed,

Deputy Administrator.

[FR Doc. 83-25994 Filed 9-23-83; 8:45 am]

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## INTERSTATE COMMERCE COMMISSION

### 49 CFR Part 1043

[Ex Parte No. MC-5 (Sub-1)]

#### Motor Carriers of Property Minimum Amounts of Bodily Injury and Property Damage Liability Insurance

AGENCY: Interstate Commerce Commission.

ACTION: Modification of final rules.

**SUMMARY:** The Commission adopted final rules in this proceeding to implement statutory requirements that we adopt minimum amounts of insurance at levels prescribed by the Secretary of Transportation for for-hire interstate motor carriers of property regulated by the Commission. In those rules, we also reconciled differences in the insurance programs of this Commission and the U.S. Department of Transportation (DOT). The final rules were published at 47 FR 55939 (December 14, 1982), to be effective February 14, 1983, and their effective date has since been postponed until October 3, 1983.

The Commission is now modifying the rules adopted to incorporate liability limits subsequently mandated by law and adopted by DOT and is including technical changes in the rules both to