

below and the procedures in paragraph (a)(4) of this section.

(5) The following procedures shall be followed with respect to charges which arise in jurisdictions having a 706 Agency with subject matter jurisdiction over the charges:

(ii) Such charges are deemed to be filed with the Commission as follows:

c. Paragraphs (a)(4) and (a)(5) are redesignated as (a)(3) and (a)(4) respectively.

For the Commission.

Clarence Thomas,

Chairman.

[FR Doc. 87-6954 Filed 3-30-87; 8:45 am]

BILLING CODE 6750-06-M

DEPARTMENT OF DEFENSE

Office of the Secretary

32 CFR Part 289

Availability of DoD Directives, DoD Instructions, DoD Publications, and Changes

AGENCY: Office of the Secretary, DOD.

ACTION: Amendment to final rule.

SUMMARY: This amendment is to notify interested persons that DoD 5025.1-I, "DoD Directives System Quarterly Index" has been changed to "DoD Directives System Annual Index." The Annual Index will be issued each January followed by three quarterly change installments. All previous editions of the Quarterly Index are hereby superseded. The first publication date for the Annual Index is January 1987.

SUPPLEMENTARY INFORMATION: On Thursday November 20, 1986 (51 FR 41962), the Office of the Secretary of Defense published the Availability of DoD Directives, Instruction, Publications, and Changes. Any reference to the DoD Directives System "Quarterly" Index should be changed to read "Annual" Index. All other information remain unchanged.

EFFECTIVE DATE: January 31, 1987.

FOR FURTHER INFORMATION CONTACT: Ms. Linda M. Lawson, Directives Division, Correspondence and Directives Directorate, Washington Headquarters Services, Washington, DC 20301-1155, telephone (202) 697-4111.

List of Subjects in 32 CFR Part 289

DoD Directives System issuances, Availability to the public, Freedom of Information.

PART 289—[AMENDED]

Accordingly, 32 CFR Part 289 is amended to read as follows:

1. The authority citation for Part 289 continues to read as follows:

Authority: 10 U.S.C. 133, 31 U.S.C. 483a.

§§ 289.1, 289.2, 289.3 and 289.4 [Amended]

2. In §§ 289.1 (a) and (b), 289.2(a), 289.3(a), and 289.4(b) change "DoD Directives System Quarterly Index" to read "DoD Directives System Annual Index."

March 26, 1987.

Linda M. Lawson,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 87-6998 Filed 3-30-87; 8:45 am]

BILLING CODE 3810-01-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[AA-630-07-4111-02]

43 CFR Part 3160

Onshore Oil and Gas Operations; Correction Notice

AGENCY: Bureau of Land Management, Interior.

ACTION: Final rule; correction.

SUMMARY: A final rulemaking revising the existing regulations on site security; noncompliance with Federal Oil and Gas Royalty Management Act, any mineral leasing law, any regulation, order or notice issued thereunder; or the terms of any lease or permit issued thereunder; the assessments and penalties for such noncompliance and abatement, and the procedures for notice, review, or relief was published in the Federal Register on February 20, 1987 (52 FR 5384). Several errors resulted from the publication of the final rulemaking and are corrected as set forth below.

FOR FURTHER INFORMATION CONTACT:

Robert C. Bruce, (202) 343-8735.

SUPPLEMENTARY INFORMATION:

PART 3160—[AMENDED]

§ 3163.1 [Corrected]

1. On page 5393, first column, § 3163.1(a)(3), in the third sentence, remove from where it appears the

phrase "Shut-in actions or other" and replace it with the phrase "Shut-in actions for other".

§ 3163.2 [Corrected]

2. On page 5393, third column, § 3163.2(a), in the first sentence, remove the phrase "terms of any issue or permit" and replace it with the phrase "terms of any lease or permit".

§ 3163.4 [Corrected]

3. On page 5394, third column, § 3163.4, in the first sentence, remove the phrase "the 90-day period provided by § 3165.3(d)(2)" and replacing it with the phrase "the 90-day period provided by § 3165.4(e)".

§ 3163.5 [Corrected]

4. On page 5393, third column, item 18, §§ 3163.2 and 3163.3 were removed in their entirety because their provisions were incorporated into § 3163.1 of the final rulemaking. On page 5394, third column, item 22, is corrected by removing the period at the end and adding "; the citation "3163.3" is removed from where it appears in paragraphs (a) and (c) of § 3163.5 and replaced in both places with the citation "3163.1".

§ 3165.3 [Corrected]

6. On page 5394, third column, in the heading of § 3165.3, add a comma immediately after the word "Notice", in the second sentence of paragraph (a) of § 3165.3, remove the phrase "or proposed penalty" and replace it with the phrase "or proposed penalty", and on page 5395, first column, in the third sentence of paragraph (b) of § 3165.3, remove the phrase "supporting data may be" and replace it with the phrase "supporting data may be".

§ 3165.4 [Corrected]

7. On page 5395, third column, § 3165.4(d), in the second sentence, remove the phrase "under § 3163.3 of this title" and replace it with the phrase "under § 3163.2 of this title".

March 25, 1987.

James E. Cason,

Acting Assistant Secretary of the Interior.

[FR Doc. 87-7005 Filed 3-30-87; 8:45 am]

BILLING CODE 4310-84-M

43 CFR Public Land Order 6641

[AK-960-07-4220-10; A-023175]

Alaska; Partial Revocation of Public Land Order No. 1094

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order revokes a public land order insofar as it affects 8.08 acres of national forest land withdrawn for the Cat Island Administrative Site. This action will also classify the land as suitable for selection by the State of Alaska, if the land is otherwise available. If the land is not selected by the State it will be opened to mining.

EFFECTIVE DATE: March 31, 1987.

FOR FURTHER INFORMATION CONTACT: Mary Jane Clawson, BLM Alaska State Office, 701 C Street, Box 13, Anchorage, Alaska 99513, 907-271-5060.

By virtue of the authority vested in the Secretary of the Interior by section 204 of the Federal Land Policy and Management Act of 1976, 90 Stat. 2571; 43 U.S.C. 1714, and by subsection 17(d)(1) of the Alaska Native Claims Settlement Act of December 18, 1971, 85 Stat. 708 and 709; 43 U.S.C. 1616(d)(1), it is ordered as follows:

1. Public Land Order No. 1094, dated March 5, 1955, which withdrew lands in the Tongass National Forest for the Cat Island Administrative Site, is hereby revoked as to the following described lands:

Tongass National Forest**Cat Island Administrative Site**

Beginning at a point on the line of mean high tide, on the south shore of Cat Island, Hollis Anchorage, from which corner No. 4, U.S.S. 3150 bears N. 45°30' W., thence south, 10.00 chains; west, 12.05 chains; north 7.85 chains to a point on line of mean high tide of Hollis Anchorage from which corner No. 4, U.S.S. 3150 bears N. 30°15' W., easterly, along line of mean high tide of Hollis Anchorage to point of beginning.

The area described contains approximately 8.08 acres.

2. Subject to valid existing rights, the land described above are hereby classified as suitable for and opened to selection by the State of Alaska under the Alaska Statehood Act of July 7, 1958, 72 Stat. 339, et seq.; 48 U.S.C. prec. 21.

3. As provided by subsection 6(g) of the Alaska Statehood Act, the State of Alaska, is provided a preference right of selection for the lands described above for a period of three-hundred and sixty six (366) days from the date of publication of this order, if the land is otherwise available. Any land described herein that is not selected by the State of Alaska will continue to be subject to the terms and conditions of the Tongass National Forest and any other withdrawals of record.

4. At 10 a.m. on April 4, 1988 subject to valid existing rights, the provisions of existing withdrawals and the requirement of applicable laws, the land

described in paragraph 2 above will be opened to location and entry under the United States mining laws. Appropriation of any land described in this order under the general mining laws prior to the date and the time of restoration is unauthorized. Any such attempted appropriation, including attempted adverse possession under 30 U.S.C. 38, shall vest no rights against the United States. Acts required to establish location and to initiate a right of possession are governed by State law where not in conflict with Federal law. The Bureau of Land Management will not intervene in disputes between rival locators over possessory rights since Congress has provided for such determinations in local Courts.

March 19, 1987.

J. Steven Griles,

Assistant Secretary of the Interior.

[FR Doc. 87-6965 Filed 3-30-87; 8:45 am]

BILLING CODE 4310-JA-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts, 0, 1, 21, 22, 23, 61, 68, 73, 76, 78, 80, 90, 94, 95

[General Docket No. 86-285; FCC 87-99]

Establishment of a Fee Collection Program To Implement the Provisions of the Consolidated Omnibus Budget Reconciliation Act of 1985

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action creates new rules for implementing the Schedule of Charges and other provisions established by the Consolidated Omnibus Budget Reconciliation Act of 1985 (Pub. L. 99-272). In particular, the Order establishes new official mailing addresses and receipt locations for all applications and filings subject to fees. The Commission emphasizes that applications or filings received at the wrong location will be returned to the sender without processing. Several of the Commission's procedural rules concerning filing locations, hours of operation, and application processing policies are amended to conform with fee processing procedures. The Order also determines that only those Hearing Designation Orders adopted on or after April 1, 1987 will trigger the hearing fee requirement.

EFFECTIVE DATE: April 1, 1987.

FOR FURTHER INFORMATION CONTACT: Brent Weingardt, Office of the Managing

Director (202) 632-3906, or Marilyn McDermott (202) 632-5316.

SUPPLEMENTARY INFORMATION:**Supplemental Order**

Adopted: March 24, 1987.

Released: March 30, 1987.

By the Commission.

1. By this action, the Commission amends its rules to conform its official mailing addresses and filing locations with the decisions made in the Report and Order in this proceeding.¹ In this Report and Order,² the Commission determined that the Deficit Reduction Act of 1984 required the Commission to modify its receipt locations in order to meet the cash management principles established by the law.³ The public will continue to submit applications or other filings not requiring fees at the current locations.⁴

2. In particular, this Order completely revises § 0.401 of the rules, which sets forth the filing addresses and locations of the Commission, to clarify for the public where a particular submission may be filed. New § 0.401(a) of the rule is not meant to supersede the particular filing directives contained elsewhere in the rules. Rather, it provides the current addresses and locations that may be referenced by other rules. Therefore, except for § 0.401(b) of the rule—which mandates the locations for filing fees, the public should determine the correct location for filing any particular document by referencing those parts of the rules dealing with the particular radio service or procedure.

3. The Order establishes new official receipt locations for chargeable submissions. Mass media and common carrier applications and filings will continue to be accepted for filing at the Commission's headquarters in Washington, DC. Applications and filings requiring fees in these services may be either mailed or hand-delivered to the new locations set forth in § 0.401(b). Equipment approval applications, now sent to the Commission's laboratory in Columbia, Maryland, will be accepted for filing only at the Washington, DC, headquarters. Private radio applications for which a fee is required, now sent to the Commission's office in Gettysburg,

¹ The Order makes several other technical changes and clarifications to the rules to conform them with the fee collection procedures established in this proceeding.

² Report and Order in General Docket 86-285, 2 FCC Rcd. 897 (1987), 52 FR 5285 (February 20, 1987).

³ Report and Order at paragraph 25.

⁴ The mailing address for the Commission's laboratory was recently changed and the change is reflected in this Order.

Pennsylvania, will be accepted for filing only by the Treasury Department's lockbox bank in Pittsburgh, Pennsylvania. Submissions to this location may be either mailed or hand-delivered. Land mobile applications requiring frequency coordination should continue to be submitted first to the appropriate frequency coordinator. The frequency coordinator will in turn forward the application to the lockbox bank, or to the Commission as appropriate, after coordination is completed and the statutory fee, if required, is attached.⁵ (See §§ 1.1102 through 1.1105 of the rules for the list of applications and filings requiring fees.)

4. We wish to remind the public that under current policies applications and other filings received at the wrong location will be returned to the sender without processing. For purposes of determining receipt dates and conformance with filing deadlines, the submission will not be considered received by the Commission until received at the designated location.

5. This Order also modifies several other procedural rules concerning filing locations, Commission hours of operation, and application processing policies. Section 0.11 is amended to permit the Secretary to designate deputy custodians of documents at any of the Commission's locations, and, § 0.403 of the rules is modified to permit certain of the Commission's filing locations to maintain varied hours of operation. A technical amendment is made to § 1.4 to indicate that a "holiday" occurs, for the purposes of extending filing deadlines, whenever that particular Commission office closes prior to the published time of its operations. Language is added to clarify that a "holiday," as defined by § 1.4(d), may occur at one or more of the Commission's locations and not at others.⁶ In addition, § 1.959 is clarified to indicate that returned private radio applications that are resubmitted to the Private Radio Bureau later than the established time frames will require a new fee. Sections 90.360 and 90.611 of the rules are also clarified to indicate that private radio applications requiring fees will be processed in the order of receipt at the Pittsburgh filing location. Several other rules are amended to cross-reference the filing locations listed in § 0.401(b). Finally, we wish to make

clear which hearing designation orders (HDOs) will require fees during this transition period.⁷ No hearing charge is payable where the HDO designating pending applications for comparative hearing is adopted by the Commission, or the bureau acting on delegated authority, prior to April 1, 1987.

6. Because these amendments only concern matters of agency organization and procedure, compliance with the notice and comment procedure of the Administrative Procedure Act is not required.⁸ Furthermore, because these are nonsubstantive rule changes, the Administrative Procedure Act requirement that rules be published thirty days before they become effective is inapplicable.⁹

7. Since a general notice of proposed rule making is not required, the Regulatory Flexibility Act does not apply.¹⁰

8. Accordingly, *it is hereby ordered that*, pursuant to authority contained in section 5002(e) of Pub. L. 99-272, the Consolidated Omnibus Budget Reconciliation Act of 1985, and in sections 4(i), 4(j), 8(f), and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 154(j), 158(f) and 303(r), Parts 0, 1, 21, 22, 23, 61, 68, 73, 76, 78, 80, 90, 94, and 95 of the Commission's rules are amended as set forth below. These rules and regulations are effective as of April 1, 1987 in order for the Commission to meet the congressional mandate to collect fees no later than April 2, 1987.

List of Subjects

47 CFR Part 0

Organization and functions.

47 CFR Part 1

Administrative practice and procedure.

47 CFR Part 21

Communications common carriers.

47 CFR Part 22

Communications common carriers.

47 CFR Part 23

Communications common carriers.

47 CFR Part 61

Tariffs.

47 CFR Part 68

Communications equipment.

47 CFR Part 73

Radio broadcasting.

47 CFR Part 76

Cable television.

47 CFR Part 78

Cable television relay service.

47 CFR Part 80

Radio.

47 CFR Part 90

Common carriers.

47 CFR Part 94

Operational fixed microwave radio.

47 CFR Part 95

Radio.

Rule Amendments

47 CFR Parts 0, 1, 21, 22, 23, 61, 68, 73, 76, 78, 80, 90, 94, and 95 are amended as follows:

PART 0—COMMISSION ORGANIZATION

1. The authority citation for Part 0 continues to read:

Authority: Secs. 4, 303, 48 Stat. 1066, 1082 as amended; 47 U.S.C. 154, 303 unless otherwise noted. Implement 5 U.S.C. 552, unless otherwise noted.

2. 47 CFR 0.11 is amended by revising paragraph (b) to read as follows:

§ 0.11 Functions of the office.

(b) The Secretary is the official custodian of the Commission's documents and shall have authority to appoint deputies for purposes of custody and certification of documents located in the Commission's other processing and storage locations.

3. 47 CFR 0.401 is revised in its entirety to read as follows:

§ 0.401 Location of Commission offices.

The Commission maintains several offices and receipt locations. Applications and other filings not submitted in accordance with the addresses or locations set forth below will be returned to the applicant without processing. The appropriate receipt location for an application or other filing, consistent with one of these addresses or locations, is established elsewhere in the rules for the various

⁵ Frequency coordination procedures are set out in the *Report and Order* at paragraphs 32-37.

⁶ For example, the Commission's offices in Washington may close earlier than 5:30, and therefore be in holiday status, due to snow storm or other circumstances. This would not necessarily cause the Commission's offices in Gettysburg, Columbia, Pittsburgh, or any of the Field Offices to be in holiday status on that day.

⁷ The types of mass media hearings requiring fees are discussed in the *Report and Order* at paragraphs 137 through 145.

⁸ 5 U.S.C. 553(b)(A). In addition, the underlying substantive decisions that necessitate these additional rule changes were subject to notice and comment procedures. See, Notice of Proposed Rule Making in General Docket 86-285, 51 FR 25792 (July 16, 1986).

⁹ 5 U.S.C. 553(d).

¹⁰ 5 U.S.C. 603 and 604.

types of submissions made to the Commission. The public should identify the correct filing location by reference to these rules.

(a) General correspondence, as well as applications and filings not requiring the fees set forth at Part 1, Subpart G of the rules (or not claiming an exemption, waiver or deferral from the fee requirement), should be delivered to one of the following locations.

(1) The main office of the Commission is located at 1919 M Street, NW., Washington, DC.

(i) Documents submitted by mail to this office should be addressed to: Federal Communications Commission, Washington, DC 20554.

(ii) Hand-carried documents should be delivered to the Secretary's Office, 1919 M Street, NW., Room 222, Washington, DC.

(2) The Commission's laboratory is located near Columbia, Maryland. The mailing address is: Authorizations and Evaluation Division, Federal Communications Commission Laboratory, 7435 Oakland Mills Road, Columbia, MD 21045.

(3) The Commission also maintains offices at Gettysburg, PA.

(i) The mailing address of the Private Radio Bureau Licensing Division is: Federal Communications Commission, Gettysburg, PA 17326.

(ii) The mailing address of the International Telecommunications Section of the Finance Branch is: Federal Communications Commission, P.O. Box IT-70, Gettysburg, PA 17326.

(4) The locations of the field offices of the Field Operations Bureau are listed in § 0.121.

(b) Applications or filings requiring the fees set forth at Part 1, Subpart G of the rules, or claiming an exemption, waiver or deferral from the fee requirement, shall be delivered to the addresses and locations set forth below with the appropriate fees attached to the application or filing, unless otherwise directed by the Commission. In the case of any conflict between this rule and other rules establishing filing locations for actions subject to a fee, this rule shall govern.

(1) *Mass media*: (i) Applications and filings submitted by mail shall be addressed to: Federal Communications Commission, 1919 M Street, NW., Washington, DC 20554-1800.

(ii) Hand-carried applications and filings shall be delivered to the Federal Communications Commission, 1919 M Street, NW., Room L-18, Washington, DC.

(2) *Common carrier*: (i) Applications and filings submitted by mail shall be addressed to: Federal Communications

Commission, 1919 M Street, NW., Washington, DC 20554-1600.

(ii) Hand-carried applications and filings shall be delivered to the Federal Communications Commission, 1919 M Street, NW., Room L-18, Washington, DC.

(3) *Equipment approval*: (i) Applications and filings submitted by mail shall be addressed to: Federal Communications Commission, 1919 M Street, NW., Washington, DC 20554-1300.

(ii) Hand-carried applications and filings shall be delivered to the Federal Communications Commission, 1919 M Street, NW., Room L-18, Washington, DC.

(4) *Private radio*:

Note: Land mobile applications requiring frequency coordination must be submitted to the appropriate certified frequency coordinator, *not* to the addresses set forth below (See §§ 90.127 and 90.175 of the rules).

(i) Applications and filings submitted by mail shall be addressed to one of the following:

Land Transportation Radio Service (FCC Form 574 only):

Federal Communications Commission, Land Transportation Service, P.O. Box 360200M, Pittsburgh, PA 15251-6200

Business Radio Service (FCC Form 574 only):

Federal Communications Commission, Business Radio Service, P.O. Box 360291M, Pittsburgh, PA 15251-6291

Other Industrial Radio Services (FCC Form 574 only):

Federal Communications Commission, Other Industrial Services, P.O. Box 360354M, Pittsburgh, PA 15251-6354

General Mobile Radio Service (FCC Form 574 only):

Federal Communications Commission, General Mobile Service, P.O. Box 360373M, Pittsburgh, PA 15251-6373

800 Megahertz Radio Service and 900 Megahertz Paging Radio Service (FCC Form 574 only):

Federal Communications Commission, 800 Megahertz Service, P.O. Box 360416M, Pittsburgh, PA 15251-6416

900 Megahertz Radio Service (FCC Form 574 only):

Federal Communications Commission, 900 Megahertz Service, P.O. Box 360497M, Pittsburgh, PA 15251-6497

Land Mobile Renewal (FCC Form 574R only):

Federal Communications Commission, 574R Land Mobile Renewal, P.O. Box 360559M, Pittsburgh, PA 15251-6559

405A Station Renewal (FCC Form 405A only):

Federal Communications Commission, 405A Station Renewal, P.O. Box 360703M, Pittsburgh, PA 15251-6703

Private Operational Fixed Microwave Service (FCC Form 402 only):

Federal Communications Commission, Microwave Service, P.O. Box 360850M, Pittsburgh, PA 15251-6850

Private Operational Fixed Microwave Service Renewal (FCC Form 402R only):

Federal Communications Commission, Microwave Service Renewal, P.O. Box 371147M, Pittsburgh, PA 15251-7147

Aviation Ground Service (FCC Form 406 only):

Federal Communications Commission, Aviation Ground Service, P.O. Box 371632M, Pittsburgh, PA 15251-7632

Aviation Ground Renewal (FCC Form 405A only):

Federal Communications Commission, 405A Station Renewal, P.O. Box 360703M, Pittsburgh, PA 15251-6703

Marine Coast Service (FCC Form 503 only):

Federal Communications Commission, Marine Coast Service, P.O. Box 371706M, Pittsburgh, PA 15251-7706

Marine Coast Renewals (FCC Form 405A):

Federal Communications Commission, 405A Station Renewal, P.O. Box 360703M, Pittsburgh, PA 15251-6703

(ii) Hand-carried or couriered applications and filings shall be delivered to:

Federal Communications Commission, c/o Mellon Bank, Three Mellon Bank Center, 525 William Penn Way, 27th Floor Room 153-2713, Pittsburgh, PA. 15259

(Attention: Wholesale Lockbox Shift Supervisor)

Each application delivered in-person must be in an envelope clearly marked for the "Federal Communications Commission" and identified with the appropriate Post Office Box address. Applications must be enclosed in a separate envelope for each Post Office Box.

(iii) Hand-carried or couriered applications and filings will be accepted between 9 a.m. and 3 p.m., Monday through Friday, excluding legal holidays.

4. 47 CFR 0.403 is revised to read as follows:

§ 0.403 Office hours.

The main offices of the Commission are open from 8 a.m. to 5:30 p.m., Monday through Friday, excluding legal holidays, unless otherwise stated.

5. 47 CFR 0.455 is amended by revising paragraph (a)(3) to read as follows:

§ 0.455 Other locations at which records may be inspected.

(a) * * *

(3) Applications for equipment authorization (type acceptance, type approval, certification, or advance

approval of subscription television systems) following the effective date of the authorization. See § 0.457 (d)(1)(ii). (Application files are maintained at the Commission's laboratory in Columbia, MD.)

6. 47 CFR 0.482 is revised to read as follows:

§ 0.482 Application for waiver of private radio rules.

Except for waiver requests attached to applications requiring fees, requests for waiver of the rules governing the Private Radio Services shall be submitted to the Commission's offices in Gettysburg, Pennsylvania. Requests for waiver attached to applications requiring fees must be submitted in accordance with § 0.401(b) of the rules and requests for waiver attached to applications requiring frequency coordination must first be submitted to the certified frequency coordinator in accordance with § 1.912(b) of the rules. Applicants submitting a request for waiver, whether or not attached to an application, who require expeditious processing of their request for waiver shall clearly caption both the request for waiver and the envelope containing it with the words "WAIVER-TIMELY ACTION REQUESTED."

PART 1—PRACTICE AND PROCEDURE

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

Authority: Secs. 4, 303, 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154, 303; Implement. 5 U.S.C. 552, unless otherwise noted.

2. 47 CFR 1.4 is amended by revising paragraphs (c) and (d) to read as follows:

§ 1.4 Computation of time.

(c) All petitions, pleadings, tariffs, or other documents filed with the Commission must be tendered for filing in complete form before 5:30 p.m., in the Office of the Secretary. Documents requiring the fees set forth in Part 1, Subpart G of this Chapter must be tendered for filing in accordance with § 0.401(b) of the rules prior to the established closing time.

(d) For purposes of this section, the term "holiday" shall include Saturdays, Sundays, federal holidays, and any other day on which the applicable Commission office closes prior to the time established by rule. The determination of a "holiday" will apply only to the specific Commission location(s) designated as on "holiday" on that particular day. The term "business day" shall refer to all other

days, including days when the Commission opens later than the time specified in Rules § 0.401 and § 0.403.

3. 47 CFR 1.227 is amended by revising paragraph (b)(4) to read as follows:

§ 1.227 Consolidations.

(b) * * *

(4) This paragraph applies when mutually exclusive applications subject to section 309(b) of the Communications Act are filed in the Private Radio Services or when there are more such applications for initial licenses than can be accommodated on available frequencies. In such cases, the applications either will be consolidated for hearing or designated for random selection (See § 1.972) is the later application or applications are received by the Commission's offices in Gettysburg, PA (or Pittsburgh, PA for applications requiring the fees set forth at Part 1, Subpart G of the rules) in a condition acceptable for filing within 30 days after the release date of public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing or within such other period as specified by the Commission. An application which is substantially amended (as defined by § 1.962(c)) will, for the purpose of this section, be considered to be a newly filed application as of the receipt date of the amendment.

4. 47 CFR 1.742 is revised to read as follows:

§ 1.742 Place of filing, fees, and number of copies.

Except as specified in § 22.6 or elsewhere in this chapter, all applications shall be tendered for filing at the Commission's main office in Washington, DC. Hand-delivered applications will be dated by the Secretary or Fees Section upon receipt (mailed applications will be dated by the Mail Branch or Fees Section) and then forwarded to the Common Carrier Bureau. The number of copies required for each application and the processing fee (see Part 1, Subpart G) which may be required to accompany that application in order to qualify it for processing are set forth in the rules. However, if an application is not of the types covered by this chapter, an original and two copies of each such application shall be submitted.

5. 47 CFR 1.912 is amended by revising paragraphs (b), (d), and (e) as follows:

§ 1.912 Where applications are to be filed.

(b) All applications for private land mobile licenses which require both frequency coordination and fees as set forth at Part 1, Subpart G of this chapter shall first be sent to the certified coordinator for the radio service or frequency group concerned. After the appropriate frequency coordination and attachment of the statutory fee, such applications shall be forwarded to the appropriate address in accordance with § 0.401(b) of the rules.

(1) All applications for private land mobile licenses that require frequency coordination but not a fee shall be sent to the certified frequency coordinator for the radio service or frequency group concerned. After appropriate frequency coordination, such applications shall be forwarded to the Federal Communications Commission, Gettysburg, PA 17326.

(2) All applications for private land mobile licenses that require a fee but not frequency coordination shall be sent to the appropriate address in accordance with § 0.401(b) of the rules.

(3) All applications for private land mobile licenses that do not require either frequency coordination or a fee shall be sent to the Federal Communications Commission, Gettysburg, PA 17326.

(d) Formal applications for ship station licenses (FCC Forms 506 and 405-B) shall be submitted to the Commission's office, Box 1040, Gettysburg, PA 17326. Formal applications for aircraft station licenses (FCC Forms 404 and 405-B) shall be submitted to the Commission's office, Box 1030, Gettysburg, PA 17326. Applications for Maritime Coast and Aviation Ground Stations requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.

(e) All other applications that do not require fees shall be filed with the Commission's offices in Gettysburg, Pennsylvania and shall be addressed to: Federal Communications Commission, Gettysburg, PA 17326. Applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.

6. 47 CFR 1.931 is amended by revising paragraph (a) to read as follows:

§ 1.931 Requests for waiver of private radio rules.

(a) All requests for waiver of the rules governing the Private Radio Services

shall be submitted to the Commission's offices in Gettysburg, Pennsylvania and shall be addressed to: Federal Communications Commission, Gettysburg, PA 17326. Requests for waiver attached to applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules. See also § 0.482 of the rules.

7. 47 CFR 1.959 is revised to read as follows:

§ 1.959 Resubmitted applications.

Any application for frequencies below 470 MHz which has been returned to the applicant for correction will be processed in its original position in the processing line if it is resubmitted and received by the Commission's offices in Gettysburg, PA within 60 days from the date on which it was returned to the applicant. Otherwise it will be treated as a new application and require an additional fee as set forth in Part 1, Subpart G of this chapter. An application for frequencies above 470 MHz which has been returned to the applicant will be processed in its original position in the processing line if it is resubmitted and received by the Commission's offices in Gettysburg, PA within 30 days (45 days outside the continental United States) from the date on which it was returned to the applicant. Otherwise it will be treated as a new application and require an additional fee as set forth in Part 1, Subpart G of this chapter.

8. 47 CFR 1.1109 is revised to read as follows:

§ 1.1109 Filing locations.

Applications or other filings, with attached fees, must be submitted to the locations and addresses set forth in § 0.401(b) of the Commission's rules. These materials must be submitted as one package. The Commission cannot take responsibility for matching forms, fees, or applications submitted at different times or locations.

PART 21—DOMESTIC PUBLIC FIXED RADIO SERVICES

1. The authority citation for Part 21 continues to read:

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

2. 47 CFR 21.6 is amended by revising paragraph (b) to read as follows:

§ 21.6 Filing of applications, fees, and number of copies.

(b) Applications for radio station authorizations shall be submitted for filing to: Federal Communications Commission, Washington, DC 20554. Applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.

PART 22—PUBLIC MOBILE SERVICE

1. The authority citation for Part 22 continues to read:

Authority: Secs. 4, 303, 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154 (303), sec. 553 of the Administrative Procedure Act (5 U.S.C. 553), unless otherwise noted.

2. 47 CFR 22.6 is amended by revising paragraph (b)(1) to read as follows and by removing paragraph (b)(2):

§ 22.6 Filing of applications, fees, and number of copies.

(b)(1) Applications for radio station authorizations shall be submitted for filing to: Federal Communications Commission, Washington, DC 20554. Applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.

(2) [Reserved]

PART 23—INTERNATIONAL FIXED PUBLIC RADIOCOMMUNICATION SERVICES

1. The authority citation for Part 23 continues to read:

Authority: Secs. 4, 303, 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154, 303. Interpret or apply sec. 301, 48 Stat. 1081; 47 U.S.C. 301.

2. 47 CFR 23.50 is amended by revising paragraph (b) to read as follows:

§ 23.50 Place of filing application; fees and number of copies.

(b) Every application for a radio station authorization and all correspondence relating thereto shall be submitted to the Commission's office at Washington, DC 20554. Applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.

PART 61—TARIFFS

1. The authority citation for Part 61 continues to read:

Authority: Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interpret or apply sec. 203, 48 Stat. 1070; 47 U.S.C. 203.

2. 47 CFR 61.32 is revised to read as follows:

§ 61.32 Method of filing publications.

Publications sent for filing must be addressed to "Secretary, Federal Communications Commission, Washington, DC 20554." (Tariff publications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.) Two copies of tariff publications must be filed under a letter of transmittal. The date on which the publication is received by the Secretary of the Commission or the Fees Section (or the Mail Room where submitted by mail) is considered the official filing date. Simultaneously with filing of the publications and by the same means, the issuing carrier must send a copy of the publication, supporting information specified in § 61.38, and transmittal letter to the commercial contractor (at its office on Commission premises) and the Chief, Tariff Review Branch. The latter should be clearly labeled as the "Public Reference Copy." The copies of supporting information required here are in addition to those required by § 61.38(c).

3. 47 CFR 61.153 is revised to read as follows:

§ 61.153 Method of filing applications.

A carrier applying for special permission must submit two copies of the application (including illustrative tariff pages, associated amendments and exhibits) to the Secretary, Federal Communications Commission, Washington, DC 20554 (Special permission applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules). Simultaneously, and by the same means, a carrier must furnish a separate copy with all attachments to the Chief, Tariff Review Branch. If a carrier applies for special permission to revise joint tariffs, the application must state that it is filed on behalf of all carriers participating in the affected service. Applications must be numbered consecutively in a series separate from the FCC tariff numbers, bear the signature of the officer or agent of the carrier, and be in the following format:

Application No. _____
(Date) _____

Secretary
Federal Communications Commission
Washington, DC 20554
Attention: Common Carrier Bureau (here provide the statements required by § 61.152)

(Exact name of carrier) _____
(Name of officer or agent) _____

(Title of officer or agent) —

**PART 68—CONNECTION OF
TERMINAL EQUIPMENT TO THE
TELEPHONE NETWORK**

1. The authority citation for Part 68 continues to read:

Authority: Secs. 4, 201, 202, 203, 204, 205, 208, 215, 218, 313, 314, 403, 404, 410, 602, 48 Stat. as amended 1066, 1070, 1071, 1072, 1073, 1076, 1077, 1087, 1094, 1098, 1102; 47 U.S.C. 154, 201, 202, 203, 204, 205, 208, 215, 218, 313, 314, 403, 404, 410, 602, unless otherwise noted.

2. 47 CFR 68.200 introductory text is revised to read as follows:

§ 68.200 Application for equipment registration.

An original and two copies of an application for registration of terminal equipment and protective circuitry shall be submitted on FCC Form 730 to the Federal Communications Commission, Washington, DC 20554 (Applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules). An application for original approval of an equipment type directly connected to the network on May 1, 1976 may be submitted as a short form application (unless the Commission specifically requests the filing of complete information). All other applications shall have all questions answered and include the following information:

* * * * *

**PART 73—RADIO BROADCAST
SERVICES**

1. The authority citation for Part 73 continues to read as follows:

Authority: Secs. 4 and 303, 48 Stat. 1066, as amended, 1082, as amended; 47 U.S.C. 154, 303. Interpret or apply secs. 301, 303, 307, 48 Stat. 1081, 1082, as amended, 1083, as amended, 47 U.S.C. 301, 303, 307. Other statutory and executive order provisions authorizing or interpreted or applied by specific sections are cited to text.

2. 47 CFR 73.3512 is revised to read as follows:

§ 73.3512 Where to file; number of copies.

All applications for authorizations required by § 73.3511 shall be filed at the FCC in Washington, DC (Applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.) The number of copies required for each application is set forth in the FCC Form which is to be used in filing such application.

**PART 76—CABLE TELEVISION
SERVICE**

1. The authority citation for Part 76 continues to read:

Authority: Secs. 2, 3, 4, 301, 303, 307, 308, 309, 48 Stat., as amended, 1064, 1065, 1066, 1081, 1082, 1083, 1084, 1085; 47 U.S.C. 152, 153, 1454, 301, 303, 307, 308, 309, unless otherwise noted.

2. 47 CFR 76.7 is amended by revising paragraph (c)(3) to read as follows:

§ 76.7 Special relief.

* * * * *

(c) * * *

(3) An original and two (2) copies of the petition and all subsequent pleadings shall be filed. Special relief petitions requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.

* * * * *

**PART 78—CABLE TELEVISION RELAY
SERVICE**

1. The authority citation for Part 78 continues to read:

Authority: Secs. 2, 3, 4, 301, 303, 307, 308, 309, 48 Stat., as amended, 1064, 1065, 1066, 1081, 1082, 1083, 1084, 1085; 47 U.S.C. 152, 153, 1454, 301, 303, 307, 308, 309.

2. 47 CFR 78.15 is amended by revising paragraph (a) to read as follows:

§ 78.15 Contents of applications.

(a) Applications for authorization in the Cable Television Relay Service shall be submitted on FCC Form 327, and shall contain the information requested therein. Applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.

* * * * *

3. 47 CFR 78.20 is amended by revising paragraph (a) to read as follows:

§ 78.20 Acceptance of applications; public notice.

(a) Applications which are tendered for filing in Washington, DC, are dated upon receipt and then forwarded to the Mass Media Bureau where an administrative examination is made to ascertain whether the applications are complete. Applications found to be complete or substantially complete, are accepted for filing and are given a file number. In case of minor defects as to completeness, the applicant will be required to supply the missing information. Applications which are not substantially complete will be returned to the applicant. Applications requiring fees as set forth at Part 1, Subpart G of

this chapter must be filed in accordance with § 0.401(b) of the rules.

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**PART 80—STATIONS IN THE
MARITIME SERVICES**

1. The authority citation for Part 80 continues to read:

Authority: Secs. 4, 303, 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154, 303, unless otherwise noted. Interpret or apply 48 Stat. 1064-1068, 1081-1105, as amended; 47 U.S.C. 151-155, 301-609; 3 U.S.T. 3450, 3 U.S.T. 4726, 12 U.S.T. 2377, unless otherwise noted.

2. 47 CFR 80.23 is amended by revising paragraph (c) to read as follows:

§ 80.23 Filing of applications.

* * * * *

(c) Each application must be filed with the Federal Communications Commission, Gettysburg, PA 17326 unless otherwise noted on the application form. Applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.

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**PART 90—PRIVATE LAND MOBILE
RADIO SERVICES**

1. The authority citation for Part 90 continues to read:

Authority: Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303, unless otherwise noted.

2. 47 CFR 90.127 is amended by revising paragraph (a) to read as follows:

§ 90.127 Filing of applications.

(a) All applications for private land mobile licenses that require both frequency coordination and fees as set forth at Part 1, Subpart G of this chapter shall first be sent to the certified coordinator for the radio service or frequency group concerned. After the appropriate coordination and attachment of the statutory fee, such applications shall be forwarded to the appropriate address in accordance with § 0.401(b) of the rules. A list of the certified frequency coordinators may be obtained from the Federal Communications Commission, Gettysburg, PA 17326.

(1) All applications for private land mobile licenses that require frequency coordination but not a fee shall be sent to the certified coordinator for the radio service or frequency group concerned. After the appropriate coordination, such applications shall be forwarded to Federal Communications Commission, Gettysburg, PA 17326.

(2) All applications for private land mobile licenses that require a fee but not frequency coordination shall be sent to the appropriate address in accordance with § 0.401(b) of the rules.

(3) All applications for private land mobile licenses that do not require either frequency coordination or a fee shall be sent to the Federal Communications Commission, Gettysburg, PA 17326.

3. 47 CFR 90.135 is amended by adding a new paragraph (f) to read as follows:

§ 90.135 Modification of license.

(f) Any change that requires a fee as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 1.912 (b) or § 1.912 (b)(2) of the rules.

4. 47 CFR 90.151 is amended by revising paragraph (d) to read as follows:

§ 90.151 Requests for waiver.

(d) Requests for waiver of the rules not related to a specific application shall be submitted to the Federal Communications Commission, Gettysburg, PA 17326. (Waiver requests associated with and attached to specific applications that require a fee as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules. See also § 0.482 of the rules.)

5. 47 CFR 90.354 is revised to read as follows:

§ 90.354 Forms to be used.

Applications for trunked radio facilities shall be submitted on FCC Forms 574 and 574-A, and such applications shall be filed with the Federal Communications Commission, Gettysburg, PA 17326, unless a fee is required. Applications requiring a fee as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.

6. 47 CFR 90.360 is amended by revising paragraphs (b) and (c) to read as follows:

§ 90.360 Processing of applications.

(b) All applications in pending status will be processed in the order in which they are received, determined by the date on which the application acceptable for filing was received by the Commission, in its Gettysburg, PA

Office, 17326 (or the address set forth at § 0.401(b) for applications requiring the fees established by Part 1, Subpart G of this chapter).

(c) Each application will then be reviewed to determine whether it can be granted. Frequencies may be specified by the applicant pursuant to the applicable provisions of § 90.621 of the rules or the applicant may elect to have the Commission select the frequencies. Frequencies will be selected in accordance with the Commission's assignment policies and loading criteria. If the application cannot be granted due to lack of available frequencies the application will be placed in queue on a waiting list. Applications will be ranked in two groups of descending priority. The first group will be comprised of all licensees of trunked systems with 70 or more mobile units per channel. Only those licensees whose systems are licensed to at least 80 mobiles per channel will be assigned additional frequencies. The second group will be comprised of all other applicants. Each application will be placed in its appropriate group in the order it was received at the Licensing Division in Gettysburg, Pennsylvania (or the address set forth at § 0.401(b) for applications requiring the fees established by Part 1, Subpart G of this chapter). When frequencies become available they will be assigned to the highest ranking applicant which is eligible to use them based on channel loading, the site specified, the Commission's mileage separation standards, and other applicable standards. Trunked systems which have had authorized channels reclaimed due to failure to meet the loading requirements in § 90.366 or § 90.631 will not be permitted on the waiting list for a period of 6 months from the date of the issuance of the superseding license.

7. 47 CFR 90.611 is amended by revising paragraph (b) to read as follows:

§ 90.611 Processing of applications.

(b) All applications in pending status will be processed in the order in which they are received, determined by the time and date on which the application was received by the Commission in its Gettysburg, PA Office (or the address set forth at § 0.401(b) for applications

requiring the fees established by Part 1, Subpart G of this chapter.

PART 94—PRIVATE OPERATIONAL FIXED MICROWAVE SERVICE

1. The authority citation for Part 94 continues to read:

Authority: Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303, unless otherwise noted.

2. 47 CFR 94.25 is amended by revising paragraph (b) to read as follows:

§ 94.25 Filing of applications.

(b) For applications requiring a fee as set forth at Part 1, Subpart G of this chapter, the completed application package must be filed in accordance with § 0.401(b) of the rules. Applications not requiring a fee shall be filed with the Commission's offices in Gettysburg, PA and shall be addressed to: Federal Communications Commission, Gettysburg, PA 17326.

PART 95—PERSONAL RADIO SERVICES

1. The authority citation continues to read:

Authority: Secs. 4, 303, 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154, 303, unless otherwise noted.

2. 47 CFR 95.71 is amended by revising paragraph (a) to read as follows:

§ 95.71 Applying for a new or modified license.

(a) An entity (see § 95.5(a)) applies for a license for a new GMRS system by filling out an application form, attaching all additional information required, and sending it to the FCC. A licensee applies to modify a license for an existing GMRS system using the same forms and in the same manner as applying for a new GMRS system. Applications requiring a fee as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b). Application not requiring a fee must be sent to: Federal Communications Commission, Attention: GMRS, Gettysburg, PA 17326.

Federal Communications Commission.
William J. Tricarico,
Secretary.

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