

Address: GSA, Attn: WFBT, 7th & D Streets, SW., Washington, DC 20407

Telephone: FTS 472-1626, CML (202) 472-1626

Note A—Except for those counties under NCR jurisdiction as listed in note C.

Note B—Except for those cities and counties under NCR jurisdiction as listed in note D.

Note C—Counties of Prince Georges and Montgomery only.

Note D—Cities of Alexandria, Fairfax, Manassas, and Manassas Park, and counties of Arlington, Fairfax, Loudoun, and Prince William only.

[FR Doc. 88-17301 Filed 8-1-88; 8:45 am]

BILLING CODE 6820-24-M

41 CFR Parts 201-11, 201-30, 201-31, and 201-32

[FIRM Amdt. 13]

Revision To Remove Additional Redundant and Nonregulatory Provisions

AGENCY: Information Resources Management Service, GSA.

ACTION: Final rule.

SUMMARY: This revision is the second of two amendments to streamline and simplify the FIRM by immediately removing redundancies and nonregulatory provisions. The first amendment removed and updated provisions without change to regulatory requirements, policies, or procedures. This amendment consolidates provisions and removes additional provisions not requiring regulatory coverage. Although the amendment results in no policy revisions, some changes have been made to reporting requirements and procedures. The intent is to streamline and simplify provisions to facilitate useability.

EFFECTIVE DATE: This rule is effective October 3, 1988, but may be observed earlier.

FOR FURTHER INFORMATION CONTACT: Carolyn A. Thomas, Regulations Branch, Office of Information Resources Management, telephone (202) 566-0194 or FTS, 566-0194.

SUPPLEMENTARY INFORMATION: (1) The purpose of this amendment is to streamline and simplify FIRM provisions to facilitate ease of use. Although no changes have been made to current policies, some changes have been made to reporting requirements and procedures.

(2) A notice of proposed rulemaking regarding this action was published in the *Federal Register* on January 22, 1988. All comments received have been considered.

(3) Changes made in 41 CFR Chapter 201 are explained in the following paragraphs.

(a) In Part 201-11, Competition, the following changes are made.

(i) Section 201-11.001, paragraph (b) is revised to incorporate provisions removed from § 201-11.003, paragraph (a) related to the full and open competitive objective.

(ii) Section 201-11.003, paragraph (a) is removed to eliminate redundant provisions on full and open competition as the basic procurement objective of the Government. Pertinent provisions from paragraph (a) are consolidated in § 201-11.001 (subject: the full and open competitive objective).

(iii) Section 201-11.003, paragraph (b) is revised to incorporate provisions removed from § 201-30.008 related to agency responsibilities for managing and planning for full and open competition in subsequent procurements.

(iv) Section 201-11.003, paragraph (c) is revised to make editorial changes.

(b) The changes made in Part 201-30, Management of ADP Resources, are explained in the following paragraphs.

(i) Section 201-30.007, paragraph (c), which contains provisions on the use of specifications, is removed. Pertinent provisions from paragraph (c) are consolidated in § 201-30.013 (subject: specifications).

(ii) Section 201-30.007, paragraphs (d)(5) and (d)(6) are removed as factors to be considered in the determination of need and requirements analysis. Paragraph (d)(5) is consolidated in § 201-30.009 (subject: analysis of alternatives for satisfying a requirement) since the provisions contained in that paragraph are more appropriate as factors to be considered when analyzing alternatives. The provisions contained in paragraph (d)(6) are adequately covered in paragraph (d)(3).

(iii) In § 201-30.008, paragraph (a) is revised to clarify use of the determination of need and requirements analysis in determining the system/item life and to remove provisions related to unplanned augmentations. Paragraph (d) is revised to remove and consolidate in § 201-11.003, provisions related to agency responsibilities for managing and planning for full and open competition for subsequent procurements. Paragraph (d) is further revised to clarify existing provisions on system/item life and to expand upon provisions related to unplanned augmentations and the need for a new system/item life.

(iv) In § 201-30.009, paragraph (a) is revised to remove the cross-reference to

§ 201-16.002 and paragraph (b) is revised to remove the cross-reference to § 201-30.009-2(a). Paragraph (a)(2), providing information related to the requirements of OMB Circular A-130 when sharing ADP resources, is moved to § 201-31.001 since that section addresses policies for sharing ADP resources. A new paragraph (a)(3) is added to include provisions removed from § 201-30.007 (see paragraph 2b).

(v) In § 201-30.013, paragraph (a) is revised by removing the parenthetical listing of responsible sources to obtain full and open competition and paragraph (b) is revised to remove the cross-reference to § 201-11.002-1. Paragraph (a) is also revised to include provisions removed from § 201-30.007 (see paragraph 2a).

(c) The changes made in Part 201-31, Sharing of ADP Resources, are explained in the following paragraphs.

(i) Section § 201-31.001 is revised to include provisions removed from § 201-30.009 (see paragraph 2d).

(ii) Section 201-31.006, paragraph (b) requiring agencies to report to GSA on services obtained from commercial sources is removed.

(d) The changes made in Part 201-32, Contracting for ADP Resources, are explained in the following paragraphs.

(i) Section 201-32.103, requiring agencies to report to GSA when contracting for major system acquisitions under OMB Circular A-109 is removed.

(ii) Section 201-32.106, paragraph (a) serving to cross-reference FAR provisions on synopsis is removed.

(iii) In § 201-32.206, paragraphs (g)(2)(iii)(A) through (g)(2)(iii)(C) are removed. These paragraphs contained provisions for issuing solicitations and synopsis procurements when the results of a schedule order synopsis indicates that ordering from a GSA nonmandatory ADP schedule may not result in the lowest overall cost alternative to the Government. The provisions of the Federal Acquisition Regulation are applicable.

(4) The General Services Administration (GSA) has determined that this is not a major rule for purposes of Executive Order 12291 of February 17, 1981. GSA decisions are based on adequate information concerning the need for, and the consequences of the rule. The rule is written to ensure maximum benefits to Federal agencies. This is a Governmentwide management regulation that will have little or no net cost effect on society. The rule is therefore not likely to have a significant economic impact on a substantial number of small entities under the

Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

List of Subjects in 41 CFR Parts 201-11, 201-30, 201-31, and 201-32

Information resources activities, Competition.

PART 201-11—COMPETITION

1. The authority citation for Part 201-11 continues to read as follows:

Authority: Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c) and Sec. 101(f), 100 Stat. 1783-345; 40 U.S.C. 751(f).

2. Section 201-11.001, paragraph (b) is revised to read as follows:

§ 201-11.001 The full and open competition objective.

(b) It is essential that agencies accomplish proper management actions, including planning and market research activities before contract actions becomes imminent. This requires an acquisition strategy, suitable to the circumstances, in which the statement of the user's requirement is set forth in the least restrictive terms possible without compromising economy or efficiency. It shall be designed to elicit favorable offers from all responsible sources capable of satisfying the Government's needs.

3. Section 201-11.003 is revised to read as follows:

§ 201-11.003 Agency responsibilities.

(a) Both agency information resources managers and contracting officers have the responsibility for ensuring that the Government's basic procurement objective for full and open competition is met. This responsibility extends to fostering competitive conditions and planning for subsequent procurements. The information contained in prior justifications for other than full and open competition shall be used to manage and plan actions necessary to foster competitive conditions for subsequent procurements.

(b) Agencies must consider the systems life and contract expiration dates for existing systems when planning for future information resources requirements activities. Agency plans for follow-on procurements should allow sufficient time for completion of the acquisition process, including any required conversion of data files and programs. Agencies shall begin competition for the follow-on period in sufficient time to ensure completion before the expiration of the existing contract.

PART 201-30—MANAGEMENT OF ADP RESOURCES

1. The authority citation for Part 201-30 continues to read as follows:

Authority: Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c) and Sec. 101(f), 100 Stat. 1783-345; 40 U.S.C. 751(f).

2. Section 201-30.007 is amended by removing paragraph (d) and revising paragraph (c) to read as follows:

§ 201-30.007 Determination of need and requirements analysis.

(c) As a minimum, the agency shall consider the following factors in the requirements analysis:

- (1) The information processing functions that must be performed.
- (2) The agency applications, information resource systems, and components involved, their physical locations, and operational constraints.
- (3) The problem that will be solved by acquiring new or additional equipment, systems and/or software.
- (4) The nature of the data or information to be generated, transmitted, or stored on the proposed equipment or system, who will maintain it, and who will require access to it.
- (5) Space management considerations; e.g., heat dissipation, air flow, temperature range, relative humidity, energy conservation, power supply, cables, including coordination with building managers and GSA. (See FPMR § 101-17.101-5.)

(6) The present and projected workload in terms of:

- (i) Systems life;
- (ii) Data entry and associated telecommunications support;
- (iii) Data base(s) and data base management;
- (iv) Data handling or transaction processing by type and volume;
- (v) Output needs and associated telecommunications support;
- (vi) Expandability requirements; and
- (vii) Privacy and security safeguards.

(7) A performance evaluation of the currently installed ADP system(s) to provide a baseline for evaluation of proposed alternatives for meeting the data processing needs.

(8) The risks over the systems life of adverse impact on agency missions by acquiring insufficient ADPE capacity versus the extra costs of acquiring excessive ADPE capacity.

(9) The appropriate performance and capability validation techniques that should be employed in the acquisition.

3. Section 201-30.008 is amended by revising paragraphs (a) introductory text, (a)(1), and (d) to read as follows:

§ 201-30.008 Determination of system/item life.

(a) Except as provided in paragraph (c) of this § 201-30.008, the Government system/item life shall be established by the initial acquiring agency as a part of each determination of need and requirements analysis. This life shall be used in the evaluation to determine the lowest overall cost offer and whether purchase, lease to ownership, lease with option to purchase, or straight lease is the lowest cost method of acquisition for the Government. The following factors shall be considered in determining the Government system/item life:

(1) The period of time that the system/item, plus any planned augmentation, will satisfy the needs of the initial user;

(d) Agencies shall consider subsequent procurement when establishing system/item lives. If augmentation other than that provided for in the initial acquisition is necessary, consideration should be given to establishing a new system/item life. The new system/item would be useful for replacement planning and lease/purchase evaluations.

4. Section 201-30.009 is revised to read as follows:

§ 201-30.009 Analysis of alternatives for satisfying a requirement.

(a) A comparative cost analysis shall be performed for each identified requirement or when planning indicates the possible existence of outdated ADPE. The purpose of the analysis is to determine which alternative will meet the user's needs at the lowest overall cost over the system/item life. The alternatives to be considered shall include, but are not limited to the following:

- (1) Use of non-ADP resources to satisfy the requirement.
- (2) Use of existing ADP facilities (e.g., Federal Data Processing Centers) and resources on a shared basis.
- (3) Use of reassigned or excess Government-owned or -leased equipment.
- (4) Use of commercial ADP services.
- (5) Redesign of application programs, using Federal or ANSI standard language to the maximum practicable extent.
- (6) Revision of production schedule or job stream and matching work elements to resource systems to improve productivity.
- (7) Addition or change in working shifts to increase capacity.
- (8) Augmentation of installed ADPE by adding additional components to increase data processing capacity.

(9) Upgrading selected system components, such as adding additional selector channels, memory, faster tape or disk units, etc., in order to improve throughput capability.

(10) Replacing installed ADP system with a compatible system that will handle the workload.

(11) Competitive replacement of the installed ADP system through use of functional specifications.

(b) Where the analysis includes evaluation of the continued use of outdated ADPE, the analysis shall also evaluate the newer functionally-similar ADPE alternatives. Identifiable and quantifiable costs that are directly related to the costs of obsolescence (e.g., maintenance and operation, energy consumption, floor space, personnel, and other applicable factors) shall be considered.

4. Section 201-30.013 is revised to read as follows:

§ 201-30.013 Specifications.

(a) Agencies shall design ADP specifications to describe their requirements based on need and the specific circumstances of the agency. Specifications shall be designed to obtain full and open competition from all responsible sources with due regard to the nature of the property or services to be acquired, including market availability to satisfy needs. Functional specifications maximize competition. If functional specifications cannot be used, other types of specifications shall be used in the following order of precedence:

(1) Equipment performance specifications.

(2) Software and equipment plug-to-plug compatible functionally equivalent specifications.

(3) Brand name or equal specifications.

(4) Specific make and model specifications.

(b) Specific make and model type specifications restrict competition. Use of this type of specification must be justified.

PART 201-31—SHARING OF ADP RESOURCES

1. The authority citation for Part 201-31 continues to read as follows:

Authority: Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c) and Sec. 101(f), 100 Stat. 1783-345; 40 U.S.C. 751(f).

2. The table of contents for Part 201-31 is amended by revising the entry for § 201-31.006 to read as follows:

201-31.006 Reporting of sharing.

3. Section 201-31.001 is revised to read as follows:

§ 201-31.001 Relationship to management policy.

OMB Circular A-130 requires executive agencies to establish a management control procedure to determine which existing data processing facility will be used to support major new applications. Agencies shall consider sharing and use of existing ADP resources as an economical and efficient means of meeting their ADP needs.

§ 201-31.006 [Amended]

4. The section heading for § 201-31.006 is revised to read as follows:

§ 201-31.006 Reporting of sharing.

5. Section 201-31.006 is amended by removing paragraph (b) and redesignating paragraph (c) as paragraph (b).

PART 201-32—CONTRACTING FOR ADP RESOURCES

1. The authority citation for Part 201-32 continues to read as follows:

Authority: Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c) and Sec. 101(f), 100 Stat. 1783-345; 40 U.S.C. 751(f).

2. The table of contents for Part 201-32 is amended by removing and reserving the entry for § 201-32.103 to read as follows:

§ 201-32.103 [Reserved]

§ 201-32.103 [Reserved]

3. Section 201-32.103 is removed and reserved.

§ 201-32.106 [Amended]

4. In § 201.32.106 remove paragraph (a) and redesignate paragraphs (b) through (d) as paragraphs (a) through (c). Newly redesignated paragraph (b) is amended by changing the reference to "Section 201-32.106(b)" to read "Section 201-32.106(a)". Newly redesignated paragraph (c) is amended by changing the reference to "paragraph (b) of this section" to read "paragraph (a) of this section", and changing the reference to "§ 201-32.106(d)" to read "§ 201-32.106(c)".

§ 201-32.206 [Amended]

5. In § 201-32.206, paragraph (g)(2)(iii) introductory text, remove the words "In this event:" at the end of the paragraph, and remove paragraphs (g)(2)(iii) (A) through (g)(2)(iii) (C).

Dated: July 7, 1988.

John Alderson,

Acting Administrator of General Services.

[FR Doc. 88-17304 Filed 8-1-88; 8:45 am]

BILLING CODE 6820-25-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. 6803]

Suspension of Community Eligibility Under the National Flood Insurance Program; New York; Correction

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule; correction.

SUMMARY: This document makes correction to final rule, Suspension of Community Eligibility under the National Flood Insurance Program, (NFIP), published on July 27, 1988, at 53 FR 28206, Docket No. 6802. The following community was erroneously omitted from this rule. It should be added to the list of communities subject to be suspended on August 4, 1988 for failure to adopt the required NFIP October 1, 1986 revised regulations. Community Name: Town of Orwell State: New York County: Oswego Community Number: 361262 Effective date: August 4, 1988

FOR FURTHER INFORMATION CONTACT:

Frank H. Thomas, Assistant Administrator, Office of Loss Reduction, Federal Insurance Administration, (202) 646-2717, 500 C Street, Southwest, Room 416, Washington, DC 20472.

PART 64—[CORRECTED]

1. The authority citation for Part 64 continues to read as follows:

Authority: 42 U.S.C. 4001 et. seq., Reorganization Plan No. 3 of 1978, E.O. 12127.

Harold T. Duryee,

Administrator, Federal Insurance Administration.

[FR Doc. 88-17330 Filed 8-1-88; 8:45 am]

BILLING CODE 6718-21-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 0 and 64

Common Carrier Services; National Security and Emergency Preparedness

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action makes several editorial changes to the rules to reflect current organizational arrangements and functional assignments. The Order also amends the rules to reflect the internal responsibilities for national security and

emergency preparedness matters in light of the elimination of the Emergency Communications Division.

EFFECTIVE DATE: August 2, 1988.

FOR FURTHER INFORMATION CONTACT: Brent Weingardt, Office of the Managing Director, (202) 632-3906.

SUPPLEMENTARY INFORMATION:

Order

Adopted: June 24, 1988.

Released: July 21, 1988.

1. By this Order Part 0 and 64 of the rules are amended to simplify, clarify and update them to reflect current organizational arrangements and functional assignments at the Federal Communications Commission.

2. Also, various rule changes are made concerning National Security Emergency Preparedness related activities. Included are those changes required to transfer functions of the former Emergency Communications Division (ECD) to the Management Planning and Program Evaluation Office/Office of the Managing Director. Part 64, Appendix A, sections 7 and 10 are also amended to indicate that the Common Carrier Bureau is responsible for receiving and processing restoration priority (RP) certification applications instead of the Emergency Communications Division staff. These changes were previously approved by the Commission. The public should note that changes to the RP system are now under consideration by the Commission. *Notice of Proposed Rule Making in General Docket 87-505, 2 FCC Rcd 724 (1987).*

3. Because these amendments concern rules of agency organization, procedures or practices, the notice and comment provisions of the provisions of the Administrative Procedure Act are not applicable. See 5 U.S.C. 553(b)(A). These rules are not considered substantive in nature and are therefore effective upon publication in the Federal Register. See 5 U.S.C. 553(d).

4. Because a notice of proposed rule making is not required, an initial and final regulatory flexibility analysis is not required. See the Regulatory Flexibility Act of 1980, 5 U.S.C. 603 and 604.

5. This action is taken under the Managing Director's delegated authority to make nonsubstantive, editorial amendments of the Commission's rules and regulations. 47 CFR 0.231(d).

6. Accordingly, it is ordered, pursuant to 4(i), 4(j), and 303(r) of the Communications Act, 47 U.S.C. 154(i), 154(j) and 303(r), Part 0 and 64 of the Commission's Rules are amended as shown below.

List of Subjects

47 CFR Part 0

Organization and functions (Government agencies).

47 CFR Part 64

Civil defense.

Rule Amendments

Parts 0 and 64 of title 47 of the Code of Federal Regulations are amended as follows:

PART 0—COMMISSION ORGANIZATION

1. The authority citation for Part 0 is revised to read as follows:

Authority: 47 U.S.C. 154, 303 unless otherwise noted. Implement 5 U.S.C. 552, unless otherwise noted.

2. 47 CFR 0.1 is revised to read as follows:

§ 0.1 The Commission.

The Federal Communications Commission is composed of five (5) members who are appointed by the president subject to confirmation by the Senate. Normally, one Commissioner is appointed or reappointed each year, for a term of five (5) years.

3. 47 CFR 0.5 is amended by revising paragraph (b) to read as follows:

§ 0.5 General description of Commission organization and operations.

* * * * *

(b) Staff responsibilities and functions. The organization and functions of these major staff units are described in detail in §§ 0.11 through 0.161. The defense and emergency preparedness functions of the Commission are set forth separately, beginning at Section 0.181. For a complete description of staff functions, reference should be made to those provisions. (See also the U.S. Government Organization Manual, which contains a chart showing the Commission's organization, the names of the members and principal staff officers of the Commission, and other information concerning the Commission.)

* * * * *

§ 0.6 [Removed]

4. 47 CFR 0.6 is removed.

5. 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.

§ 0.12 [Removed]

6. 47 CFR 0.12 is removed.

§ 0.16 [Removed]

7. 47 CFR 0.16 is removed.

§ 0.32 [Removed]

8. 47 CFR 0.32 is removed.

§ 0.42 [Removed]

9. 47 CFR 0.42 is removed.

§ 0.62 [Removed]

10. 47 CFR 0.62 is removed.

§ 0.92 [Removed]

11. 47 CFR 0.92 is removed.

§ 0.112 [Removed]

12. 47 CFR 0.112 is removed.

13. 47 CFR 0.121 is revised to read as follows:

§ 0.121 Location of field installations.

(a) Field offices are located throughout the United States. For the address and phone number of the closest office contact the Field Operations Bureau or see the U.S. Government Manual.

(b) Protected field offices are located at the following geographical coordinates:

Allegan, Michigan

42°/d>36°20' N. Latitude

85°/d>57°20' W. Longitude

Anchorage, Alaska

61°/d>09°43' N. Latitude

149°/d>59°55' W. Longitude

Belfast, Maine

44°/d>26°42' N. Latitude

69°/d>04°58' W. Longitude

Canandaigua, New York

42°/d>54°48' N. Latitude

77°/d>15°59' W. Longitude

Douglas, Arizona

31°/d>30°02' N. Latitude

109°/d>39°12' W. Longitude

Ferndale, Washington

48°/d>57°21' N. Latitude

122°/d>33°13' W. Longitude

Grand Island, Nebraska

40°/d>55°21' N. Latitude

98°/d>25°42' W. Longitude

Kingsville, Texas

27°/d>26°29' N. Latitude

97°/d>53°00' W. Longitude

Laurel, Maryland

39°/d>09°54' N. Latitude

76°/d>49°17' W. Longitude

Livermore, California

37°/d>43°30' N. Latitude

121°/d>45°12' W. Longitude

Powder Springs, Georgia

33°/d>51°44' N. Latitude

84°/d>43°26' W. Longitude

Sabana Seca, Puerto Rico

18°/d>27°23' N. Latitude

66°/d>13°37' W. Longitude

Santa Isabel, Puerto Rico
 18° 00' 26" N. Latitude
 66° 22' 32" W. Longitude
 Vero Beach, Florida
 27° 36' 21" N. Latitude
 80° 38' 06" W. Longitude
 Waipahu, Hawaii
 21° 22' 45" N. Latitude
 157° 59' 54" W. Longitude

§ 0.132 [Removed]

14. 47 CFR 0.132 is removed.

§ 0.152 [Removed]

15. 47 CFR 0.152 is removed.

§ 0.176 [Removed]

16. 47 CFR 0.176 is removed.

17. 47 CFR 0.183 is revised to read as follows:

§ 0.183 Emergency Communications Administration.

The Management Planning and Program Evaluation Office, Office of the Managing Director, coordinates the National Security and Emergency Preparedness (NSEP) activities of the Federal Communications Commission including Continuity of Government Planning and the Emergency Broadcasting System (EBS) and other such functions as may be delegated during a national emergency or activation of the President's war emergency powers as specified in section 706 of the Communications Act; maintains liaison with FCC Bureaus/Offices, other government agencies, the telecommunications industry and FCC licensees on NSEP matters; and, as requested, represents the Commission at NSEP meetings and conferences.

18. 47 CFR 0.186 is revised to read as follows:

§ 0.186 Emergency Relocation Board.

(a) As specified in the Commission's Continuity of Government Plan and consistent with the exercise of the War Emergency Powers of the President as set forth in section 706 of the Communications Act of 1934, as amended, an Emergency Relocation Board will be convened at the Commission's Headquarters or other relocation site designated to serve as Primary FCC Staff to perform the functions of the Commission following the announcement of national level mobilization of the Federal government by the President or other designated authority; in the absence of such announcement, immediately following receipt of an attack warning signal; or in the absence of either announcement or attack warning, immediately following an actual attack.

(b) The Board shall comprise such Commissioners as may be present and

able to act. In the absence of the Chairman, the Commissioner present with the longest seniority in office will serve as acting Chairman. If no Commissioner is present and able to act, the person designated as next most senior official in the Commission's Continuity of Government Plan will head the Board.

19. 47 CFR 0.231 is amended by adding paragraph (l) to read as follows:

§ 0.231 Authority delegated.

(l) The Secretary, acting under the supervision of the Managing Director, serves as the official custodian of the Commission's documents and shall have authority to appoint a deputy or deputies for purposes of custody and certification of documents located in Gettysburg, Pennsylvania or other established locations.

20. 47 CFR 0.284 is amended by revising paragraph (a)(4) to read as follows:

§ 0.284 Actions taken under delegated authority.

(a) * * *

(4) Matters involving emergency communications, including the issuance of Emergency Broadcast System Authorizations (FCC Form 392)—Office of the Managing Director.

21. 47 CFR 0.314 is amended by revising paragraph (g) to read as follows:

§ 0.314 Additional authority delegated.

(g) To act on and make determinations on behalf of the Commission regarding requests for reassignment of restoration priority levels and assignment of new restoration priorities concerning the restoration in emergencies of common carrier-provided intercity private line service pursuant to Appendix A of Part 64 of the Commission's rules when, for any reason, the Commission's RP processing staff cannot be contacted.

22. The heading preceding 47 CFR 0.381 is revised to read as follows:

National Security and Emergency Preparedness Delegations

23. 47 CFR 0.383 is amended by revising the section heading and paragraph (a) to read as follows:

§ 0.383 Emergency Relocation Board, authority delegated.

(a) During any period in which the Commission is unable to function because of the circumstances set forth in

§ 0.186(b), all work, business or functions of the Federal Communications Commission arising under the Communications Act of 1934, as amended, is assigned and referred to the Emergency Relocation Board.

24. 47 CFR 0.387 is amended by revising paragraph (a) to read as follows:

§ 0.387 Other National Security and Emergency Preparedness delegations; cross reference

(a) For authority of the Chief of the Mass Media Bureau to issue Emergency Broadcast System Authorizations (FCC Form 392), see §§ 0.284(a)(4) and 73.913.

PART 64—MISCELLANEOUS RULES RELATING TO COMMON CARRIERS

25. The authority citation for Part 64 continues to read as follows:

Authority: Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154, unless otherwise noted. Interpret or apply secs. 201, 218, 48 Stat. 1070, as amended, 1077; 47 U.S.C. 201, 218, unless otherwise noted.

26. 47 CFR Part 64, Appendix A is amended by revising section 7, paragraph b. to read as follows:

Appendix A—Priority System for the Restoration of Common Carrier Provided Intercity Private Line Services

7. Certification

b. All other private line users are required to provide their request for a restoration priority directly to the FCC. This information is to be filed on FCC Form 915—Priority Request and Certification—and will be used by the Commission's RP processing staff (Common Carrier Bureau) in making a determination. Each request should be accompanied by a copy of an emergency communications plan or reference to an FCC approved plan for the individual user organization or for an industry [e.g.: Aeronautical Emergency Communications System (AECS)]. In addition, a recommendation from the associated Federal agency is required for restoration priority requests to the FCC that involve prearranged voluntary participation with the Federal government in emergencies. In applying for a restoration priority the user of a private line service accepts responsibility for making semi-annual appraisals of the criticality of the service, for making appraisals at the time of any change in the nature or use of the service, and for notifying the FCC promptly of discontinuation of the

service or of any factors that may affect either the requirement for restoration priority or the level of priority.

Federal Communications Commission.

Edward J. Minkel,
Managing Director.

[FR Doc. 88-17270 Filed 8-1-88; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 87-298; RM-5754]

Radio Broadcasting Services; Garden City, IN

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document stays the opening of the filing window for FM Channel 275A at Garden City, Indiana. This window period for filing applications would have opened on July 12 and closed on August 11, 1988.

FOR FURTHER INFORMATION CONTACT: Robert Hayne, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Order Granting Petition for Stay, MM Docket No. 87-298, adopted July 7, 1988, and released July 11, 1988. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M

Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

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

Authority: 47 U.S.C. 154, 303.

Federal Communications Commission.

Bradley P. Holmes,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 88-16658 Filed 8-1-88; 8:45 am]

BILLING CODE 6712-01-M