

schedule. Mailed remittances must be *actually received* no later than April 8, 1996. Hand-carried or couriered remittances can be delivered up through 11:59 P.M. on Monday, April 8, 1996. Remittances received after 11:59 P.M. on Monday, April 8, 1996, will be considered late filed.

#### H. Instructions for the First and Second Installment Payments

Payments must be made in U.S. dollars, must be in the form of a wire transfer or cashier's check, and must be made payable to the "Federal Communications Commission" or "FCC". Installment payments whether being paid by wire transfer or cashier's check, must be accompanied by a completed FCC Remittance Advice, Form 159.

#### A. Form 159

Pioneers must submit an FCC Form 159 when making any payments to the Commission's lockbox bank. Failure to accurately complete your FCC Form 159 could result in a delay in processing your remittance. Before completing an FCC Form 159, read the instructions below. Also, a correctly completed sample FCC Remittance Advice (Form 159) is attached.

(1) You must complete all of the blocks in the Payor Information Section, (Blocks 1 through 10). It is extremely important that you enter your taxpayer identification number (TIN) in with a prefix of "0" in block number 1. Blocks 2 through 10 are self explanatory.

(2) You must complete the following blocks for each "Item Number Information" in accordance with the Instructions For Using FCC Form 159 (but only if the names of the "payor" and the "applicant" are different): Block numbers 11, 13, 19, 20, and 21.

(3) You must complete the following auction-specific information in blocks 12(A), 14(A), 15(A), 16(a) and 17(A). Block 12(A)—FCC Call Sign, enter your respective call sign; block 14(A)—Payment Type Code, enter the letters "ACHD"; block 15(A)—Quantity, enter "1"; block 16(A)—Fee Due, enter the amount remitted; and block 17(A)—FCC Code 1, enter "P".

#### B. Paying by Cashier's Check

Each cashier's check and corresponding FCC Remittance Advice (Form 159) must be in an individual envelope and specifically addressed to: Mellon Bank, P.O. Box #358850, Pittsburgh, PA 15251-5850, Attn: Auction Payment. If delivering an auction payment in person or by courier, the check and FCC Remittance Advice (Form 159) must be delivered to

Mellon Bank, Three Mellon Bank Center, 525 William Penn Way, 27th Floor, Room 153-2713, Pittsburgh, PA 15259-0001, (Attn: Wholesale Lockbox Shift Supervisor).

#### C. Paying by Wire Transfer

If making an auction payment by wire transfer, fax a completed FCC Remittance Advice (Form 159) to Mellon Bank at (412) 236-5702 at least one hour before placing the order for the wire transfer. On the cover sheet of the fax indicate "Wire Transfer—Auction Payment for Auction Event # "P". When wiring funds, please give your bank the following information:

ABA Routing Number: 043000261;  
Receiving Bank: Mellon Pittsburgh;  
BNF: FCC/AC-9116106;  
OBI Field: (Skip one space between each information item)  
"AUCTIONPAY";

FCC Account No. (Exactly as on Form 159, Block #1);

Payor Name (Exactly as on Form 159, Block #3);

Payment Type Code (Exactly as on Form 159, Block #14);

FCC Code 1 (Exactly as on Form 159, Block #17).

For further information, please contact Regina W. Dorsey, Chief, Billings and Collections Branch at (202) 418-1995 (voice) or (202) 418-2843 (fax).

#### Remaining 19 Quarterly Payments

Please see the attached Auction Installment Payment Program (AIP). Inside the program package you will find the Masterfile Maintenance Form (Page 19). Please read the package information and complete this form. Return the form to the address listed on the form. Beginning with payment number 2 (payment number one was split into two payments, both of which are due in the month of April) due July 31, 1996, use the AIP program.

#### III. Ordering Clauses

20. Accordingly, it is ordered that, effective April 8, 1996, the payment condition on American Personal Communications' license, call sign KNLF200, is modified as follows:

This authorization requires that American Personal Communications shall pay to the United States Treasury \$102,343,539, plus interest, pursuant to the terms and procedures in the above schedule of payments (and accompanying instructions).

21. It is further ordered that, effective April 8, 1996, the payment condition on Cox Cable Communications, Inc.'s license, call sign KNLF201, is modified as follows:

This authorization requires that Cox Cable Communications, Inc. shall pay to the United States Treasury \$251,918,526, plus interest, pursuant to the terms and procedures in the above schedule of payments (and accompanying instructions).

22. It is further ordered that, effective April 8, 1996, the payment condition on Omnipoint Communications, Inc.'s license, call sign KNLF202, is modified as follows:

This authorization requires that Omnipoint Communications, Inc. shall pay to the United States Treasury \$347,518,309, plus interest, pursuant to the terms and procedures in the above schedule of payments (and accompanying instructions).

23. It is further ordered that the pleading styled a "Petition to Deny the Award of a Pioneer Preference License to Omnipoint Corporation", filed by Whitestone Wireless, L.P., Southern Personal Communications Systems; and Minco P.C.S., on September 22, 1995, is hereby dismissed.

Federal Communications Commission.

William F. Caton,

*Acting Secretary.*

[FR Doc. 96-7965 Filed 4-2-96; 8:45 am]

BILLING CODE 6712-01-P

#### 47 CFR Part 73

[MM Docket No. 95-164; RM-8716]

#### Radio Broadcasting Services; Cornell, WI

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** Action taken in this document allots Channel 260C3 to Cornell, Wisconsin, in response to a petition filed by Flambeau Broadcasting Co. See 60 FR 56034, November 6, 1995. The coordinates for Channel 260C3 at Cornell are 45-10-56 and 91-12-20. There is a site restriction 4.9 kilometers (3 miles) west of the community. Canadian concurrence has been obtained for this allotment. With this action, this proceeding is terminated. **DATES:** Effective May 13, 1996. The window period for filing applications will open on May 13, 1996, and close on June 13, 1996.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MM Docket No. 95-164, adopted March 19, 1996, and released March 29, 1996. The full text of this Commission decision is available for inspection and copying during normal

business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### **PART 73—[AMENDED]**

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

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

#### **§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under Wisconsin, is amended by adding Cornell, Channel 260C3.

Federal Communications Commission.

John A. Karousos,

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 96-8121 Filed 4-2-96; 8:45 am]

BILLING CODE 6712-01-F

## **DEPARTMENT OF TRANSPORTATION**

### **Federal Highway Administration**

#### **49 CFR Parts 382, 383, 390, 391 and 392**

[FHWA Docket Nos. MC-92-19 and MC-92-23]

RIN 2125-AD46

#### **Commercial Driver's License Program and Controlled Substances and Alcohol Use and Testing**

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Final rule; technical correction.

**SUMMARY:** This document corrects the final rule on alcohol and drug testing rules and the regulations implementing the commercial driver's license program which was published in the issue of March 8, 1996, in FR Doc. 96-5373 on page 9564. In part 383, a reference to a nonexistent paragraph was inadvertently inserted and, by this document, is removed.

**EFFECTIVE DATE:** March 8, 1996.

**FOR FURTHER INFORMATION CONTACT:** For information regarding program issues: Office of Motor Carrier Research and

Standards, (202) 366-1790, For information regarding legal issues: Office of the Chief Counsel, Motor Carrier Law Division, (202)366-0834, Federal Highway Administration, 400 Seventh Street, SW., Washington, DC 20590. Office hours are from 7:45 a.m. to 4:15 p.m., e.t., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:** The FHWA hereby corrects 49 CFR part 383 as published on March 8, 1996, in FR Doc. 96-5373 on page 9564, in the introductory paragraph of § 383.3(d), by replacing the words “, (d)(2), and (d)(3) of this section” with the words “and (d)(2) of this section”.

Authority: 49 U.S.C. 322; 23 U.S.C. 315.

Issued on: March 27, 1996.

Edward V.A. Kussy,

*Acting Chief Counsel.*

[FR Doc. 96-8157 Filed 4-2-96; 8:45 am]

BILLING CODE 4910-22-P

#### **49 CFR Parts 383 and 395**

RIN 2125-AD83

#### **Exemptions From Federal Motor Carrier Safety Regulations**

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Final rule.

**SUMMARY:** The National Highway System Designation Act of 1995 creates exemptions from certain requirements of the Federal Motor Carrier Safety Regulations (FMCSRs) for employers engaged in: The transportation of agricultural commodities and farm supplies, the transportation of ground water drilling rigs, the transportation of construction materials and equipment, the operation of utility service vehicles, and the operation of snow and ice removal equipment within the boundaries of an eligible unit of local government. These exemptions relate to the hours-of-service and the commercial driver's license requirements of the regulations. This final rule amends the FMCSRs to conform to these statutory exemptions.

**EFFECTIVE DATES:** This rule is effective April 3, 1996 except § 383.3(d)(3) and §§ 395.1(n) and (o), pertaining to the transportation of snow and ice removal equipment, construction materials and equipment, and drivers of utility service vehicles, are not effective until May 26, 1996.

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert F. Schultz, Jr., Office of Motor Carrier Research and Standards, (202) 366-2718, or Ms. Grace Reidy, Office of the Chief Counsel, (202) 366-6226,

Federal Highway Administration, DOT, 400 Seventh Street, SW., Washington, D.C. 20590. Office hours are from 7:45 a.m. to 4:15 p.m., e.t., Monday through Friday, except Federal holidays.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background and Notices**

On November 28, 1995, the President signed the National Highway Systems Designation Act of 1995, Pub. L. 104-59, 109 Stat. 568 (1995)(NHS Act). Section 345 of this Act creates five specific exemptions from certain provisions of the FMCSRs (49 CFR 390.1 *et seq.*).

The first exemption applies to drivers transporting agricultural commodities or farm supplies during planting and harvesting seasons, if the transportation is limited to the area within a 100 air mile radius of the source of the commodities or the distribution point for the farm supplies. These drivers are exempt from the maximum driving and on-duty time regulations of the FMCSRs.

The second exemption relates to drivers who are primarily involved in the transportation of ground water drilling rigs. These rigs include any vehicle, machine, tractor, trailer, semi-trailer, or specialized mobile equipment propelled or drawn by mechanical power and used on highways to transport water well field operating equipment, including water well drilling and pump service rigs equipped to access ground water. Current regulations forbid drivers from operating CMVs after they have been on duty a certain number of hours over a 7 or 8 day span. Specifically, if the employing motor carrier *does not* operate 7 days a week, the cutoff is 60 hours over a 7-day span; if the employing motor carrier *does* operate 7 days a week, the cutoff is either 60 hours over a 7-day span, or 70 hours over an 8-day span. The water drilling rig exception in the NHS Act permits these drivers to “restart the clock,” which means that at any point at which the driver is off-duty for 24 or more consecutive hours, the period of 7 or 8 days ends as of the beginning of that off-duty period, and the clock restarts for purposes of computing the 7 or 8 day period when the driver goes on duty again. Thus, this exemption enables the motor carrier to designate the time of day at which the period of 7 or 8 days begins. The definition of “24-hour period” in the NHS Act authorizes the carrier to designate the time of day at which the 24-hour period begins, which may vary between the various terminals from which drivers are dispatched.