

Snohomish River, mile 3.6, at Everett, Washington. The temporary regulations will permit the drawspans to remain closed for several months so that the mechanical and electrical systems of the twin bridges can be overhauled. The closed period is October 1996, to January 31, 1997.

EFFECTIVE DATES: This rule is effective from October 1, 1996, to January 31, 1997.

ADDRESSES: Unless otherwise noted, documents referred to in this preamble are available for inspection and copying at 915 Second Avenue, Room 3410, Seattle, Washington. Normal office hours are between 7:45 a.m. and 4:15 p.m., Monday through Friday, except federal holidays.

FOR FURTHER INFORMATION CONTACT: John E. Mikesell, Chief, Plans and Programs Section, Aids to Navigation and Waterways Management Branch, (Telephone: (206) 220-7270).

SUPPLEMENTARY INFORMATION:

Regulatory History

On February 21, 1996, the Coast Guard published a notice of proposed rulemaking entitled Drawbridge Operation Regulations; Snohomish River, Everett, WA, in the Federal Register (61 FR 6588). No comments were received in response to this notice.

Background and Purpose

At the request of the Washington State Department of Transportation, the Coast Guard is temporarily amending the regulations governing the operation of the twin State Route 529 drawbridge across the Snohomish River at Everett, Washington. Currently, these bridges are required to open for the passage of vessels if one hour notice is provided. The temporary regulations will permit the drawspans to remain closed for several months so that the mechanical and electrical systems of the twin bridges can be overhauled. The existing drawbridge operation regulations currently in effect will automatically be restored as soon as the temporary regulations expire on January 31, 1997.

Discussion of Comments and Changes

The Coast Guard did not receive any comments to the notice of proposed rulemaking and the rule is being adopted as proposed.

Regulatory Evaluation

This temporary rule is not a significant regulatory action under 3(f) of Executive Order 12866 and does not require an assessment of potential cost and benefits under section 6(a)(3) of that order. It has been exempted from review

by the Office of Management and Budget under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full regulatory evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. This expectation is based on the fact that the commercial users of the waterway can pass under the bridges without an opening during low tide conditions.

Small Entities

For the reasons stated in Regulatory Evaluation above, the Coast Guard finds that the impact on small entities, if any, is not substantial. Therefore, the Coast Guard certifies under 5 U.S.C. 605(b) of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) that this action will not have a significant impact on a substantial number of small entities. The impact on small entities is expected to be minimal because commercial users of the waterway can pass under the bridges without an opening during low tide conditions.

Collection of Information

This action contains no collection of information requirements under the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*).

Federalism

This action has been analyzed in accordance with the principles and criteria contained in Executive Order 12612, and it has been determined that the action does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Environment

The Coast Guard has considered the environmental impact of this action and concluded that, under section 2.B.2. of Commandant Instruction M16475.B, this proposal is categorically excluded from further environmental documentation. A "Categorical Exclusion Determination" is available in the docket for inspection or copying where indicated under **ADDRESSES**.

List of Subjects in 33 CFR Part 117

Bridges. Regulations

For the reasons set out in the preamble, the Coast Guard amends part 117 of title 33, Code of Federal Regulations, as follows:

PART 117—DRAWBRIDGE OPERATION REGULATIONS

1. The authority citation for Part 117 continues to read as follows:

Authority: 33 U.S.C. 499; 49 CFR 1.46; 33 CFR 1.05-1(g); section 117.255 also issued under the authority of Pub. L. 102-587, 106 Stat. 5039.

2. Effective October 1, 1996, to January 31, 1997, paragraph (c) of § 117.1059 is temporarily suspended and a new paragraph (i) is added to read as follows:

§ 117.1059 Snohomish River, Steamboat Slough, and Ebey Slough.

* * * * *

(i) The draws of the twin, SR 529, highway bridges across the Snohomish River, mile 3.6, at Everett need not open for the passage of vessels from October 1, 1996, until January 31, 1997.

Dated: June 26, 1996.

J. David Spade,
Rear Admiral, U.S. Coast Guard Commander,
13th Coast Guard District.

[FR Doc. 96-21088 Filed 8-20-96; 8:45 a.m.]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 64

[CC Docket No. 91-141]

Expanded Interconnection With Local Telephone Company Facilities; Correction

AGENCY: Federal Communications Commission.

ACTION: Correcting amendments.

SUMMARY: This document contains corrections to the final regulations which were published Friday, September 17, 1993 (58 FR 48756). The regulations related to rights and responsibilities of interconnectors.

EFFECTIVE DATE: August 21, 1996.

FOR FURTHER INFORMATION CONTACT: David Sieradzki (202) 418-1530.

SUPPLEMENTARY INFORMATION:

Background

The final regulations that are the subject of these corrections affect parties who are taking expanded interconnection offerings from Class A local exchange carriers.

Need for Correction

As published, the final regulations contain errors which may prove to be misleading and are in need of clarification.

List of Subjects in 47 CFR Part 64

Communications common carriers, Reporting and recordkeeping requirements, Telephone.

Accordingly, 47 CFR part 64 is corrected by making the following correcting amendments:

PART 64—MISCELLANEOUS RULES RELATING TO COMMON CARRIERS

1. 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, 226, 228, 48 Stat. 1070, as amended, 1077; 47 U.S.C. 201, 218, 226, 228, unless otherwise noted.

§ 64.1402 [Amended]

2. In § 64.1402(c), the phrase “until that local exchange carrier’s tariffs implementing expanded interconnection for switched transport have become effective” is added to the end of the sentence.

Federal Communications Commission

William F. Caton,

Acting Secretary.

[FR Doc. 96-21227 Filed 8-20-96; 8:45 am]

BILLING CODE 6712-01-P

47 CFR Part 76

[CS Docket No. 96-46; FCC 96-334]

Open Video Systems

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Third Report and Order and Second Order on Reconsideration adopts and modifies rules and policies concerning open video systems. The Third Report and Order amends our regulations to reflect the provisions regarding open video systems of the Telecommunications Act of 1996 (the “1996 Act”) with respect to the definition of “affiliate.” The Second Order on Reconsideration amends or adopts regulations with respect to open video systems in response to petitions for reconsideration regarding the Second Report and Order in this proceeding. This item further fulfills Congress’ mandate in adopting the 1996 Act and will provide guidance to open video system operators, video programming providers, and consumers concerning open video systems.

DATES: *Effective Date:* The requirements and regulations established in this decision shall become effective upon approval by OMB of the new

information requirements adopted herein, but no sooner than September 20, 1996. The Commission will publish a document at a later date notifying the public as to the effective date.

Comments: Written comments by the public on the proposed and/or modified information collections are due on or before September 20, 1996. Written comments must be submitted by the Office of Management and Budget (OMB) on the proposed and/or modified information collections on or before October 21, 1996.

ADDRESSES: A copy of any comments on the information collections contained herein should be submitted to Dorothy Conway, Federal Communications Commission, Room 234, 1919 M Street, NW., Washington, DC 20554, or via the Internet to dconway@fcc.gov, and to Timothy Fain, OMB Desk Officer, 10236 NEOB, 725-17th Street, NW., Washington, DC 20503 or via the Internet to fain_t@al.eop.gov.

FOR FURTHER INFORMATION CONTACT: Rick Chessen, Cable Services Bureau, (202) 418-7200. For additional information concerning the information collections contained herein, contact Dorothy Conway at 202-418-0217, or via the Internet at dconway@fcc.gov.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission’s Third Report and Order and Second Order on Reconsideration in CS Docket No. 96-46, FCC No. 96-334, adopted August 7, 1996 and released August 8, 1996. The full text of this decision is available for inspection and copying during normal business hours in the FCC Reference Center (room 239), 1919 M Street, NW., Washington, DC 20554, and may be purchased from the Commission’s copy contractor, International Transcription Service, (202) 857-3800, 1919 M Street, NW., Washington, DC 20554.

The Second Order on Reconsideration contains proposed and/or modified information collections. It has been submitted to the OMB for review, as required by the Paperwork Reduction Act of 1995. The Commission, as part of its continuing effort to reduce paperwork burdens, invites the general public and OMB to comment on the information collections contained in the Second Order on Reconsideration. Comments should address: (a) Whether the proposed collections of information are necessary to the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission’s burden estimates; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the

collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

OMB Approval Number: 3060-0700.

Title: Implementation of Section 302 of the Telecommunications Act of 1996; Open Video Systems.

Form Number: FCC Form 1275.

Type of Review: Revision of a currently approved collection.

Respondents: 740. (10 OVS operators, 250 video programming providers that may request additional Notice of Intent information, file rate complaints, or initiate dispute cases, 60 broadcast stations that may elect type of carriage or make network non-duplication notifications, 100 programming providers that may make notification of invalid rights claimed, 300 must-carry list requesters, 20 oppositions to OVS operator certifications.)

Number of Responses: 3754. (10 Notices of Intent, 14 certifications of compliance filings and refilings, 250 requests for additional Notice of Intent information, 250 responses to requests for additional Notice of Intent information, 50 rate complaints, 50 rate justifications, 60 carriage elections, 10 must-carry recordkeepers, 300 must-carry list requests, 300 provisions of must-carry lists, 1200 notifications of network non-duplication rights to OVS operators, 100 programming provider notifications of invalid rights claimed, 1100 OVS operator notifications of network non-duplication rights to programming providers, 20 oppositions to certifications of compliance, 20 dispute case complainants, and 20 dispute case defendants.)

Estimated Burden to Respondents:

Notice of Intent requirements: 10 prospective OVS operators are estimated to be in existence within the next year. Average number of entities that prospective OVS operators must notify with each Notice of Intent: 45. Average burden to each OVS operator to complete a Notice of Intent and to provide copies to all applicable entities: 8 hours apiece; therefore $10 \times 8 = 80$ hours. Estimated number of written requests for additional information that will be received subsequent to Notices of Intent: 25 per Notice of Intent $\times 10$ Notices = 250. Average burden to prospective video programming providers to make each written request: 2 hours apiece; therefore $10 \times 25 \times 2 = 500$ hours. Average burden to each OVS operator to provide the additional information to all prospective video programming providers: 8 hours apiece; therefore $10 \times 8 = 80$ hours. Total burden for all respondents = $80 + 500 + 80 = 660$ hours. Form 1275 Certification Process