

EPA to provide Congress, through OMB, explanations when the Agency decides not to use available and applicable voluntary consensus standards.

This proposed rule does not involve technical standards. Therefore, EPA is not considering the use of any voluntary consensus standards.

### I. Federalism

On August 4, 1999, President Clinton issued a new executive order on federalism, Executive Order 13132, [64 FR 43255 (August 10, 1999),] which will go into effect on November 2, 1999. In the interim, the current Executive Order 12612, [52 FR 41685 (October 30, 1987),] on federalism still applies. Under this order, this proposed rule will not have a substantial direct effect upon States, upon the relationship between the national government and the States, or upon the distribution of power and responsibilities among the various levels of government. This proposed rule will affect only the production of controlled ozone-depleting substances by private entities.

### List of Subjects in 40 CFR Part 82

Environmental protection, Administrative practice and procedure, Air pollution control, Chemicals, Chlorofluorocarbons, Exports, Hydrochlorofluorocarbons, Imports, Labeling, Ozone layer, Reporting and recordkeeping requirements.

Dated: October 26, 1999.

**Carol M. Browner,**  
Administrator.

40 CFR Part 82 is proposed to be amended as follows:

### PART 82—PROTECTION OF STRATOSPHERIC OZONE

1. The authority citation for part 82 continues to read as follows:

**Authority:** 42 U.S.C. 7414, 7601, 7671–7671q.

#### Subpart A—Production and Consumption Controls

2. Section 82.4(t)(2) is amended by revising the table to read as follows:

#### § 82.4 Prohibitions.

\* \* \* \* \*

(t) \* \* \*

(2) \* \* \*

TABLE I.—ESSENTIAL USES AGREED TO BY THE PARTIES TO THE PROTOCOL FOR 2000 AND ESSENTIAL USE ALLOWANCES

Company	Chemical	Quantity (metric tonnes)
(i) Metered Dose Inhalers for Treatment of Asthma and Chronic Obstructive Pulmonary Disease		
International Pharmaceutical Aerosol Consortium (IPAC)—Medeva Americas, Inc., Boehringer Ingelheim Pharmaceuticals, Glaxo Wellcome, Rhone-Poulenc Rorer, 3M.	CFC–11	588.0.
	CFC–12	1,516.0.
	CFC–114	301.0.
Medisol Laboratories, Inc.	CFC–11	70.0.
	CFC–12	120.0.
	CFC–114	10.0.
Schering Corporation.	CFC–11	330.0.
	CFC–12	680.0.
Sciara Laboratories, Inc..	CFC–11	25.0.
	CFC–12	75.0.
	CFC–114	20.0.
(ii) Cleaning, Bonding and Surface Activation Applications for the Space Shuttle Rockets and Titan Rockets		
National Aeronautics and Space Administration (NASA)/Thiokol Rocket. United States Air Force/Titan Rocket.	Methyl Chloroform	56.7.
	Methyl Chloroform	3.4.
(iii) Laboratory and Analytical Applications		
Global Exemption (Restrictions in Appendix G Apply).	Class I Controlled Substances excluding CFCs, carbon tetrachloride, halons, and HBFCs (hydrobromofluorocarbons)	No quantity specified.

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[FR Doc. 99–28506 Filed 11–1–99; 8:45 am]

BILLING CODE 6560–50–P

### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 73

[DA 99–2276, MM Docket No. 99–315, RM–9731]

#### Digital Television Broadcast Service; McAllen, TX

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition filed by Entravision Holdings, LLC, licensee of

station KNVO, NTSC Channel 48, McAllen, Texas, requesting the substitution of DTV channel 49 for its assigned DTV channel 46. DTV channel 49 can be substituted and allotted to McAllen, Texas, as proposed, in compliance with the principle community coverage requirements of Section 73.625(a) at reference coordinates 26–05–20 N. and 98–03–44 W. However, since the community of McAllen is located within 275 kilometer of the U.S.-Mexican border, concurrence by the Mexican government must be obtained for this allotment. DTV Channel 49 can be allotted to McAllen with a power of 200 (kW) and a height above average terrain (HAAT) of 288 meters.

**DATES:** Comments must be filed on or before December 20, 1999, and reply comments on or before January 4, 2000.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, S.W., Room TW-A325, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Barry A. Friedman and Andrew S. Hyman, Thompson, Hine & Flory LLP, 1920 N Street, NW, Suite 800, Washington, DC 20036 (Counsel for Entravision Holdings, LLC).

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Mass Media Bureau, (202) 418–1600.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 99–315, adopted October 26, 1999, and released October 27, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center 445 12th Street, S.W., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857–3800, 1231 20th Street, NW, Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

Digital Television Broadcasting.

Federal Communications Commission.

**Barbara A. Kreisman,**

*Chief, Video Services Division, Mass Media Bureau.*

[FR Doc. 99-28411 Filed 11-1-99; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 99-2292, MM Docket No. 99-317, RM-9743]

#### Digital Television Broadcast Service; Baton Rouge, LA

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition filed by Louisiana Television Broadcasting Corporation, licensee of station WBRZ, NTSC Channel 2, Baton Rouge, Louisiana, requesting the substitution of DTV Channel 13 for station WBRZ's assigned DTV Channel 42. DTV Channel 13 can be substituted and allotted to Baton Rouge, Louisiana, as proposed, in compliance with the principle community requirements of Section 73.625(a) at coordinates 30-17-49 N. and 91-11-40 W. DTV Channel 13 can be allotted to Baton Rouge with a power of 30 (kW) and a height above average terrain (HAAT) of 515 meters.

**DATES:** Comments must be filed on or before December 20, 1999, and reply comments on or before January 4, 2000.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW., Room TW-A325, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Robert B. Jacobi, Cohn and Marks, 1920 N Street, NW, Suite 300, Washington, DC 20036-1622 (Counsel for Louisiana Television Broadcasting Corporation).

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Mass Media Bureau, (202) 418-1600.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 99-317, adopted October 27, 1999, and released October 28, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased

from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 1231 20th Street, NW., Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

Federal Communications Commission.

**Barbara A. Kreisman,**

*Chief, Video Services Division, Mass Media Bureau.*

[FR Doc. 99-28550 Filed 11-1-99; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 99-2246; MM Docket No. 99-156; RM-9613]

#### Radio Broadcasting Services; Pleasant Dale, NE

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule, denial of.

**SUMMARY:** The Commission denies the request of Mountain West Broadcasting to allot Channel 256A to Pleasant Dale, NE, as its first local aural service. See 64 FR 28131, May 25, 1999. The Commission found that Pleasant Dale does not qualify as a community for allotment purposes. With this action, this proceeding is terminated.

**FOR FURTHER INFORMATION CONTACT:** Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MM Docket No. 99-156, adopted October 13, 1999, and released October 22, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 445 12th Street, SW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

## List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 99-28410 Filed 11-1-99; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 90

[DA 99-2244]

#### Medical Telemetry Equipment Operating in the 450-460 MHz Band

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Federal Communications Commission released a Public Notice on October 20, 1999, asking parties operating medical telemetry equipment in the 450-460 MHz band to assist the Commission by providing certain information on their operation. It is requested that users of wireless medical telemetry equipment operating in this band provide information on the numbers, types, locations, and frequencies of equipment presently in use. The requested information will aid the Commission in determining whether it is feasible to lift the currently effective freeze on the filing of part 90 applications for high-power operation in the 450-460 MHz band on the 12.5 kHz offset channels without adversely affecting existing medical telemetry operations.

**DATES:** Comments are due by January 31, 2000.

#### FOR FURTHER INFORMATION CONTACT:

Hugh L. Van Tuyl (202) 418-7506, email: [hvantuyl@fcc.gov](mailto:hvantuyl@fcc.gov). Office of Engineering and Technology.

**SUPPLEMENTARY INFORMATION:** This is the text of the Commission's *Public Notice*, DA 99-2244, released October 20, 1999. This document is available for inspection and copying during regular business hours in the FCC Reference Information Center, Room CY-A257, 445 12th Street, SW, Washington, DC, and is available on the FCC's Internet site at [www.fcc.gov/Bureaus/Engineering\\_Technology/Public\\_Notices/1999/](http://www.fcc.gov/Bureaus/Engineering_Technology/Public_Notices/1999/). This document may also be purchased from the Commission's duplication contractor, International Transcription Service, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.