

Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

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: 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Minnesota, is amended by removing Channel 282A and adding Channel 282C3 at Spring Valley.

3. Section 73.202(b), the Table of FM Allotments under Iowa, is amended by removing Channel 279A and adding Channel 254A at Osage.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-26251 Filed 10-2-97; 8:45 am]

BILLING CODE 6712-01-F

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 97-152; RM-9102]

Radio Broadcasting Services; Naylor, MO

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 260A to Naylor, Missouri, as that community's first local FM broadcast service in response to a petition filed by B.B.C., Inc. See 62 FR 38053, July 16, 1997. The coordinates for Channel 260A at Naylor are 36-34-12 and 90-35-30. With this action, this proceeding is terminated.

DATES: Effective November 10, 1997. The window period for filing applications for Channel 260A at Naylor, Missouri, will open on November 10, 1997, and close on December 11, 1997.

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

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Report and Order, MM Docket No. 97-152, adopted September 17, 1997, and released September 26, 1997. 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., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

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: 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Missouri, is amended by adding Naylor, Channel 260A.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-26249 Filed 10-2-97; 8:45 am]

BILLING CODE 6712-01-F

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 97-9; RM-8929, RM-9067]

Radio Broadcasting Services; New Boston, TX and Idabel, OK

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Dixie Broadcasting Company, allots Channel 286A to New Boston, Texas. See 62 FR 3851, January 27, 1997. In response to a counterproposal filed by Idabel Community Broadcasters (RM-9067), the Commission also allots Channel 275A to Idabel, Oklahoma. Channel 286A and Channel 275A can be allotted to New Boston and Idabel, respectively, in compliance with the Commission's minimum distance separation requirements. The coordinates for Channel 286A at New Boston, Texas, are 33-27-41 NL and 94-31-00 WL. The coordinates for Channel 275A at Idabel, Oklahoma, are 33-53-48 NL and 94-49-42 WL. With this action, this proceeding is terminated.

DATES: Effective November 10, 1997.

The window period for filing applications for Channel 286A at New Boston, Texas, and Channel 275A at Idabel, Oklahoma, will open on November 10, 1997, and close on December 11, 1997.

FOR FURTHER INFORMATION CONTACT: Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 97-9, adopted September 17, 1997, and released September 26, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC 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 contractor, ITS, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

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: 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Texas, is amended by adding Channel 286A at New Boston.

3. Section 73.202(b), the Table of FM Allotments under Oklahoma, is amended by adding Channel 275A at Idabel.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-26248 Filed 10-2-97; 8:45 am]

BILLING CODE 6712-01-F

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 97-147; RM-9099]

Radio Broadcasting Services; Sardis, MS

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Delta Radio, Inc., allots

Channel 271A to Sardis, Mississippi, as the community's first local aural transmission service. See 62 FR 36756, July 9, 1997. Channel 271A can be allotted in compliance with the Commission's distance separation requirements with a site restriction of 7.0 kilometers (4.4 miles) southeast. The coordinates for Channel 271A at Sardis are 34-24-09 NL and 89-51-23 WL. With this action, this proceeding is terminated.

DATES: Effective November 10, 1997. The window period for filing applications for Channel 271A at Sardis, Mississippi, will open on November 10, 1997, and close on December 11, 1997.

FOR FURTHER INFORMATION CONTACT: Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 97-147, adopted September 17, 1997, and released September 26, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC 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 contractor, ITS, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

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: 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Mississippi, is amended by adding Sardis, Channel 271A.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-26247 Filed 10-2-97; 8:45 am]

BILLING CODE 6712-01-F

ACTION: Final rule.

SUMMARY: The Department of Energy (DOE) is amending the Department of Energy Acquisition Regulation (DEAR) to revise its classification contract clause, revise its access authorization (security clearance) procedures for contractor personnel, and add new counterintelligence provisions. Specific material being revised or added is summarized in the "Section-by-Section Analysis" appearing later in this document.

EFFECTIVE DATE: This rule will be effective December 2, 1997.

FOR FURTHER INFORMATION CONTACT:

Richard B. Langston, Office of Procurement and Assistance Policy (HR-51), Office of the Deputy Assistant Secretary for Procurement and Assistance Management, Department of Energy, 1000 Independence Avenue, SW., Washington, D.C. 20585-0705, (202) 586-8247.

SUPPLEMENTARY INFORMATION:

- I. Background
- II. Disposition of Comments
- III. Section-by-Section Analysis
- IV. Procedural Requirements
 - A. Review Under Executive Order 12612
 - B. Review Under Executive Order 12866
 - C. Review Under Executive Order 12988
 - D. Review Under the National Environmental Policy Act
 - E. Review Under the Paperwork Reduction Act
 - F. Review Under the Regulatory Flexibility Act
 - G. Review Under Small Business Regulatory Enforcement Fairness Act of 1996
 - H. Review Under the Unfunded Mandates Reform Act of 1995

I. Background

This final rule results from a notice of proposed Rulemaking published in the **Federal Register** on November 20, 1996, 61 FR 59072. This rule will accomplish three objectives.

First, it will revise the classification contract clause to provide that only Federal Government employees may serve as "original classifiers" and that both Federal Government employees and contractor employees may serve as "derivative classifiers." The clause is also changed to recognize that a balance is required between the Department's mission to protect the national security and prevent nuclear proliferation and its commitment to maximize the amount of information available to the public. As revised, the clause requires that information, documents or material originated or generated in classified or potentially classified subject areas be reviewed for classification by the

appropriate officials using proper classification guidance provided by the Department. The clause also requires that documents containing information which is no longer classified by current classification guidance be systematically reviewed for declassification by a Derivative Declassifier. Only when both classification and declassification reviews are performed can the Department achieve its goal of protecting the national security while providing the public with access to as much Government information as possible. Definitions of certain terms are added. These changes are at item 2 of the final rule, subsection 952.204-70, the clause itself, and item 5 of the final rule, subsection 970.0404-4, paragraph (a)(1), a reference to the clause and its revised title.

Second, it will provide a definition of "counterintelligence" consistent with E.O. 12333, a policy statement regarding DOE's counterintelligence program, and a new contract clause on counterintelligence applicable to certain DOE management and operating contractors and other contractors managing DOE-owned facilities. These changes appear at item 3 of the final rule, subsection 970.0404-1, a definition, item 4 of the final rule, subsection 970.0404-2, paragraph (e), a policy statement, item 5, subsection 970.0404-4, paragraph (a)(2), an instruction for use of the clause, and item 7, subsection 970.5204-1, paragraph (b), the text of the clause.

Third, it will revise the DEAR to be consistent with the recommendations of the General Accounting Office Report on Nuclear Security, RCED-93-183, as implemented by DOE Order 472.1B entitled "Personnel Security Activities." The GAO report stressed contractor responsibility for certifying preemployment checks conducted on prospective employees. Where DOE access authorization is required, the contractor must perform normal and prudent preemployment checks and the applicant's job qualifications and suitability must be established before a request is made to the Department for a security clearance. This revision is applicable to DOE management and operating contractors and other contractors managing DOE-owned facilities. Such contractors may, at their discretion, include this procedure in their subcontracts where subcontractor employees are required to hold a DOE access authorization in order to perform on-site duties, such as protective force operations. This change appears at item 6 of the final rule, section 970.2201, paragraph (b)(1)(ii).

DEPARTMENT OF ENERGY

48 CFR Parts 952 and 970

Acquisition Regulation, Classification, Security and Counterintelligence

AGENCY: Department of Energy.