

northeast of Eminence. The coordinates for Channel 276C3 at Eminence are 37–16–07 North Latitude and 91–15–05 West Longitude. See Supplementary Information *infra*.

DATES: Comments must be filed on or before September 4, 2001, and reply comments on or before September 18, 2001.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, his counsel, or consultant, as follows: Lauren A. Colby, Esq., Counsel for Ozark Broadcasting, Inc., Law Offices of Lauren A. Colby, 10 E. Fourth Street, Post Office Box 113, Frederick, MD 21705–0113; and Charles Crawford, 4553 Bordeaux Avenue, Dallas, TX 75205.

FOR FURTHER INFORMATION CONTACT: Deborah A. Dupont, Mass Media Bureau (202)418–7072.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket Nos 01–151, 01–152, and 01–153; adopted July 11, 2001, and released July 13, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY–A257), 445 12th Street, S.W., Washington, D.C. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., (202)857–3800, 1231 20th Street, N.W., Washington, D.C. 20036.

The Commission requests comment on a petition filed by Charles Crawford proposing the allotment of Channel 259A at Encinal, Texas, as the community's first local aural transmission service. Channel 259A can be allotted to Encinal in compliance with the Commission's minimum distance separation requirements with a site restriction of 10.9 km (6.8 miles) east of Encinal. The coordinates for Channel 259A at Encinal are 28–03–51 North Latitude and 99–14–47 West Longitude. The proposed allotment will require concurrence by Mexico because Encinal is located within 320 kilometers (199 miles) of the Mexican border. In compliance with § 1.52 of the Commission's rules, petitioner is requested to supply verification that the statements contained in the petition are correct to the best of petitioner's knowledge.

The Commission further requests comment on a petition filed by Charles Crawford proposing the allotment of Channel 245C3 at Tilden, Texas, as the

community's first local aural transmission service. Channel 245C3 can be allotted to Tilden in compliance with the Commission's minimum distance separation requirements with a site restriction of 4.6 km (2.9 miles) northeast of Tilden. The coordinates for Channel 259A at Tilden are 28–29–13 North Latitude and 98–30–41 West Longitude. The proposed allotment will require concurrence by Mexico because Tilden is located within 320 kilometers (199 miles) of the Mexican border. In compliance with § 1.52 of the Commission's rules, petitioner is requested to supply verification that the statements contained in the petition are correct to the best of petitioner's knowledge.

The 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.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR part 73 as follows:

PART 73—RADIO BROADCAST SERVICES

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

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

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Missouri, is amended by adding Eminence, Channel 276C3.

3. Section 73.202(b), the Table of FM Allotments under Texas, is amended by adding Encinal, Channel 259A.

4. Section 73.202(b), the Table of FM Allotments under Texas, is amended by adding Tilden, Channel 245C3.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 01–18347 Filed 7–23–01; 8:45 am]

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OFFICE OF SCIENCE AND TECHNOLOGY POLICY

NATIONAL SECURITY COUNCIL

47 CFR Parts 211 and 213

Emergency Restoration Priority Procedures for Telecommunications Services

AGENCIES: Office of Science and Technology Policy and National Security Council.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: The Office of Science and Technology Policy (OSTP) and the National Security Council (NSC) propose to remove their regulation on Emergency Restoration Priority Procedures for Telecommunications Services. The information in this regulation is no longer relevant or timely as it has been superseded by National Communications System (NCS) Directive 3–1. Removal of this regulation will ensure consistency and eliminate confusion between the OSTP and the Federal Communications Commission (FCC).

DATES: Comments must be received by August 20, 2001.

ADDRESSES: Address all comments concerning this proposed rule to the OSTP Senior National Security Officer, Eisenhower Executive Office Building, Room 494, Washington, DC 20502.

FOR FURTHER INFORMATION CONTACT: Lieutenant Colonel Terrence Kelly, USA, 202–456–6057.

SUPPLEMENTARY INFORMATION:

Explanation of Requirements of Proposed Rule

47 CFR Part 211, Emergency Restoration Priority Procedures for Telecommunications Services was adopted in 1978 (43 FR 50431, October 30, 1978) and corresponded to then 47 CFR Part 64, Appendix A. In 1987, the Manager, NCS, petitioned the FCC to revise Appendix A to establish a new system to restore NS/EP communications. In 1988, the FCC issued a Report and Order adopting in substance the changes proposed by the Manager. (In the Matter of National Security Emergency Preparedness Telecommunications Service Priority System, General Docket 87–505, 3 FCC Rcd. 6650, 1988, the “Order.”) In the FCC portion of Title 47 CFR, new 47 CFR part 64, Appendix A, as revised in the Order, replaced the old Appendix A in its entirety. 47 CFR part 211, the corresponding OSTP section of Title 47 CFR, has not been changed.

The FCC's Order makes it clear that its rules apply before invocation of the Presidential war powers. It notes that its rules and those adopted by OSTP for use after invocation will provide for a uniform system of administering restoral priorities. Order, par. 1b and c. After adoption by the FCC, the new restoral rules were set forth in an NCS Directive, NCS Directive 3-1. This directive states it applies to priorities that had previously been governed by 47 CFR Part 64 Appendix A and 47 CFR Part 211. OSTP approval is necessary before NCS directives may become effective; thus, by signing off on NCS Directive 3-1, OSTP has already agreed that the procedures set forth in old 47 CFR part 211 are obsolete. NCS Directive 3-1 is published at 47 CFR part 216.2 and provides notice to telecommunications carriers of the procedures to be followed both before and after invocation of the President's war powers. It appears no further notice is necessary and elimination of 47 CFR part 211 will not result in a lack of guidance to telecommunications carriers.

47 CFR part 213, Government and Public Correspondence Telecommunications Precedence System was also adopted in 1978 (43 FR 50434, October 30, 1978). It sets forth an operator-assisted system to provide priorities to NS/EP calls. A companion section dealing with priorities prior to invocation of the President's war powers was found in 47 CFR Part 64, Appendix B. As part of the rulemaking proceeding that led to the rules now set forth in Part 64, Appendix A, the Manager asked that Appendix B be deleted since operators were by then no longer involved in the routine handling of calls. The process had become automated and operator intervention was impracticable. The FCC concurred and in its Order removed Appendix B to Part 64. Order, at Par. 3. There is no substitute for Appendix B. Thus, 47 CFR part 213 may be eliminated in its entirety with no substitution.

List of Subjects in 47 Parts 211 and 213

Civil defense, Communications common carriers, Defense communications, Emergency powers, Telecommunications.

Dated: July 17, 2001.

Barbara Ann Ferguson,

Administrative Officer, Office of Science and Technology Policy.

Dated: July 17, 2001.

Dean J. Haas,

Deputy Executive Secretary and Senior Director for Administration, National Security Council.

For the reasons set forth in the preamble and under the authority of Executive Order 12472, 47 CFR, Chapter II is proposed to be amended by removing Parts 211 and 213.

[FR Doc. 01-18367 Filed 7-23-01; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 679

[I.D. 071701C]

RIN 0648-AK70

Fisheries of the Exclusive Economic Zone off Alaska; Individual Fishing Quota Program

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of availability; request for comments.

SUMMARY: The North Pacific Fishery Management Council (Council) has submitted Amendment 54 to the Fishery Management Plan for Groundfish of the Gulf of Alaska and Amendment 54 to the Fishery Management Plan for the Groundfish Fishery of the Bering Sea and Aleutian Islands Area (FMPs). These amendments would make three changes to the Individual Fishing Quota (IFQ) Program for fixed gear Pacific halibut and sablefish fisheries off Alaska. This action is necessary to improve the effectiveness of the IFQ Program and is intended to promote the objectives of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) with respect to the IFQ fisheries. NMFS is requesting comments from the public on the proposed amendments, copies of which may be obtained from the Council (See **ADDRESSES**).

DATES: Comments on Amendments 54/54 must be submitted by September 24, 2001.

ADDRESSES: Comments on the proposed amendments should be submitted to Sue Salvesson, Assistant Regional

Administrator for Sustainable Fisheries, Alaska Region, NMFS, P.O. Box 21668, Juneau, AK 99802, Attn: Lori Gravel, or delivered to the Federal Building, 709 West 9th Street, Juneau, AK. Copies of Amendments 54/54 and the Regulatory Impact Review/Initial Regulatory Flexibility Analysis prepared for the proposed amendments are available from the North Pacific Fishery Management Council, 605 West 4th Ave., Suite 306, Anchorage, AK 99501-2252; telephone 907-271-2809.

FOR FURTHER INFORMATION CONTACT: James Hale, 907-586-7228.

SUPPLEMENTARY INFORMATION:

Background

The Magnuson-Stevens Act requires that each Regional Fishery Management Council submit any FMP or plan amendment it prepares to NMFS for review and approval, disapproval, or partial approval. The Magnuson-Stevens Act also requires that NMFS, after receiving a fishery management plan or amendment, immediately publish a notice in the **Federal Register** that the fishery management plan or amendment is available for public review and comment. This action constitutes such notice for Amendments 54/54 to the FMPs. NMFS will consider the public comments received during the comment period in determining whether to approve these amendments.

The IFQ Program, a limited access management system for the fixed gear Pacific halibut and sablefish fisheries off Alaska, was approved by NMFS in January 1993, and fully implemented beginning in March 1995. The sablefish IFQ Program is implemented by the FMPs and Federal regulations under 50 CFR part 679, Fisheries of the Exclusive Economic Zone Off Alaska, under authority of the Magnuson-Stevens Act.

Amendments 54/54, if approved, would make three changes in the IFQ Program: (1) Allow a QS holder's indirect ownership of a vessel, through corporate or other collective ties, to substitute for the QS holder's vessel ownership in his or her own name for purposes of hiring a skipper to fish the QS holder's IFQ; (2) add language specific to estates to the definition of "a change in the corporation or partnership" to prevent estates from holding QS indefinitely; and (3) standardize use limits for the two IFQ species, Pacific halibut and sablefish, by revising sablefish use limits from percentages of the total number of QS units in the QS pool to specific numbers of QS units.

Public comments are being solicited on these proposed amendments through