

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 2

[WT Docket No. 10–4; FCC 13–21]

Signal Booster Rules

AGENCY: Federal Communications Commission.

ACTION: Final rule; correcting amendment.

SUMMARY: The Federal Communications Commission published in the **Federal Register** of 78 FR 21555, April 11, 2013, a document in the Signal Boosters proceeding, WT Docket No. 10–4, which included Final Rules that reflected the amendments adopted of certain rules. This document corrects the amendment of one of those sections.

DATES: Effective May 17, 2013.

FOR FURTHER INFORMATION CONTACT: Joyce Jones, Mobility Division, Wireless Telecommunications Bureau, (202) 418–1327, TTY (202) 418–7233.

SUPPLEMENTARY INFORMATION: The Federal Communications Commission published a document in the **Federal Register** of 78 FR 21555, April 11, 2013 regarding certain FCC rules governing radiofrequency radiation exposure evaluation for mobile devices. The document amended a number of FCC rules concerning signal boosters for consumer and industrial use. This document corrects a certain rule in the document published in the **Federal Register** of 78 FR 21555, April 11, 2013. This document does not change any of the other rule amendments set forth in the document published in the **Federal Register** of 78 FR 21555, April 11, 2013.

List of Subjects in 47 CFR part 2

Frequency allocations and radio treaty matters; general rules and regulations.

Federal Communications Commission.

Marlene H. Dortch,
Secretary.

Rule Changes

Accordingly, 47 CFR part 2 is corrected by making the following correcting amendments:

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

- 1. The authority citation for part 2 continues to read as follows:

Authority: 47 U.S.C. 154, 302A, 303, and 336, unless otherwise noted.

- 2. Section 2.1091 is amended by revising the first sentence in paragraph (c) to read as follows:

§ 2.1091 Radiofrequency radiation exposure evaluation: mobile devices.

* * * * *

(c) Mobile devices that operate in the Commercial Mobile Radio Services pursuant to part 20 of this chapter; the Cellular Radiotelephone Service pursuant to part 22 of this chapter; the Personal Communications Services pursuant to part 24 of this chapter; the Satellite Communications Services pursuant to part 25 of this chapter; the Miscellaneous Wireless Communications Services pursuant to part 27 of this chapter; the Maritime Services (ship earth station devices only) pursuant to part 80 of this chapter; and the Specialized Mobile Radio Service, and the 3650 MHz Wireless Broadband Service pursuant to part 90 of this chapter are subject to routine environmental evaluation for RF exposure prior to equipment authorization or use if they operate at frequencies of 1.5 GHz or below and their effective radiated power (ERP) is 1.5 watts or more, or if they operate at frequencies above 1.5 GHz and their ERP is 3 watts or more. * * *

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 25

[IB Docket No. 06–154; FCC 12–116]

2006 Biennial Regulatory Review

AGENCY: Federal Communications Commission.

ACTION: Correcting amendments.

SUMMARY: The Federal Communications Commission published a document in the **Federal Register** on February 6, 2013 (78 FR 8417), revising Commission rules. This document corrects the final regulation by revising certain provisions.

DATES: Effective on May 17, 2013.

FOR FURTHER INFORMATION CONTACT: William Bell, Satellite Division, International Bureau, at 202–418–0741 or via email at William.Bell@fcc.gov.

SUPPLEMENTARY INFORMATION: The Federal Communications Commission published a rule on February 6, 2013 which became effective on March 8, 2013. That document listed incorrect cross-references in the introductory text in § 25.221(b) and, due to paragraph mis-numbering, inadvertently replaced § 25.221(a)(7), which should not have

been changed, with a slightly revised version of the text in § 25.221(a)(8).

List of Subjects in 47 CFR Part 25

Satellites and telecommunications.

Federal Communications Commission.

Marlene H. Dortch,
Secretary.

Accordingly, 47 CFR part 25 is corrected by making the following corrective amendments:

PART 25—SATELLITE COMMUNICATIONS

- 1. The authority citation for part 25 continues to read as follows:

Authority: Interprets or applies Sections 4, 301, 302, 303, 307, 309, 332, and 705 of the Communications Act, as amended, 47 U.S.C. Sections 154, 301, 302, 303, 307, 309, 332, and 705, unless otherwise noted.

- 2. In § 25.221, revise paragraphs (a)(7) and (8), and paragraph (b) introductory text to read as follows:

§ 25.221 Blanket Licensing provisions for Earth Stations on Vessels (ESVs) receiving in the 3700–4200 MHz (space-to-Earth) frequency band and transmitting in the 5925–6425 MHz (Earth-to-space) frequency band, operating with Geostationary Satellite Orbit (GSO) Satellites in the Fixed-Satellite Service.

(a) * * *

(7) ESV operators shall control all ESVs by a hub earth station located in the United States, except that an ESV on U.S.-registered vessels may operate under control of a hub earth station location outside the United States provided the ESV operator maintains a point of contact within the United States that will have the capability and authority to cause an ESV on a U.S.-registered vessel to cease transmitting if necessary.

(8) ESV operators transmitting in the 5925–6425 MHz (Earth-to-space) frequency band to GSO satellites in the Fixed-Satellite Service (FSS) shall not seek to coordinate, in any geographic location, more than 36 megahertz of uplink bandwidth on each of no more than two GSO FSS satellites.

* * * * *

(b) Applications for ESV operation in the 5925–6425 MHz (Earth-to-space) band to GSO satellites in the Fixed-Satellite Service must include, in addition to the particulars of operation identified on Form 312 and associated Schedule B, the applicable technical demonstrations in paragraphs (b)(1), (b)(2) or (b)(3) of this section and the

documentation identified in paragraphs (b)(4) through (b)(7) of this section.

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[FR Doc. 2013-11442 Filed 5-16-13; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 54

[WC Docket Nos. 10-90; DA 13-598]

Survey of Urban Rates for Fixed Voice and Fixed Broadband Residential Services

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: In this document, the Wireline Competition Bureau and the Wireless Telecommunications Bureau adopt the form and content for a survey of urban rates for fixed voice and fixed broadband residential services, which the Commission will use to implement universal service reforms adopted as part of the *USF/ICC Transformation Order*.

DATES: Effective May 17, 2013. This *Order* contains information collection requirements that have not been approved by the Office of Management and Budget (OMB). The Commission will publish a separate document in the *Federal Register* announcing their effective dates.

ADDRESSES: Federal Communications Commission, 445 12th Street SW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Suzanne Yelen, Assistant Division Chief, at 202-418-0626, Industry Analysis & Technology Division, Wireline Competition Bureau. For additional information concerning the PRA information collection requirements contained in this document, send an email to PRA@fcc.gov or contact Judith B. Herman at 202-418-0214.

SUPPLEMENTARY INFORMATION: This is a summary of the Bureau's *Urban Rates Survey Order* in WC Docket No. 10-90; DA 13-598, released on April 3, 2013. The full text of this document is available for public inspection during regular business hours in the FCC Reference Center, Room CY-A257, 445 12th Street SW., Washington, DC 20554, and may also be purchased from the Commission's copy contractor, BCPI, Inc., Portals II, 445 Twelfth Street SW., Room CY-B402, Washington, DC 20554. Customers may contact BCPI, Inc. via their Web site, <http://www.bcpi.com>, or

call 1-800-378-3160. This document is available in alternative formats (computer diskette, large print, audio record, and Braille). Persons with disabilities who need documents in these formats may contact the FCC by email: FCC504@fcc.gov or phone: 202-418-0530 or TTY: 202-418-0432.

Synopsis of Reconsideration Order

1. On November 18, 2011, the Commission released the *USF/ICC Transformation Order and FNPRM*, 76 FR 73830, November 29, 2011, which comprehensively reforms and modernizes the universal service and intercarrier compensation systems. In that *Order*, the Commission directed the Wireline Competition Bureau and Wireless Telecommunications Bureau (Bureaus) to conduct a survey of residential urban rates for voice services. Specifically, the Commission directed the Bureaus to "develop a methodology to survey a representative sample of facilities-based fixed voice service providers taking into account the relative categories of fixed voice providers as determined in the most recent FCC Form 477 data collection." The Commission also delegated "authority to conduct an annual survey of urban broadband rates, if necessary, in order to derive a national range of rates for broadband service" and "to monitor urban broadband offerings, including by conducting an annual survey, in order to specify an appropriate minimum for usage allowances and to adjust such a minimum over time." In the accompanying *FNPRM*, the Commission sought comment on various issues associated with determining reasonable comparability for voice and broadband rates.

2. In response to the Commission's direction, the Wireline Competition Bureau (Bureau) released a Public Notice, 77 FR 52279, August 29, 2012, seeking comment on the format and content of a proposed survey of urban rates for fixed voice and fixed broadband residential services. The Bureau also sought to further develop the record on how we could use the data collected in the survey to determine the local voice rate floor and the reasonable comparability benchmarks for fixed voice and fixed broadband services.

3. In the *USF/ICC Transformation Order and FNPRM*, the Commission asked if it should "separately collect data on fixed and mobile voice telephony rates." In the Public Notice, we sought more detailed comment specifically on the development of a survey for fixed services. We now adopt

a survey that collects data for fixed services.

4. We adopt a fixed-services specific survey because we have decided not to create a national average urban rate that represents a blended rate derived from both fixed and mobile data. We conclude that the differences in rate plans and other attributes of fixed and mobile services would make it inordinately difficult to create a unified benchmark. Accounting for all of these differences would require collecting substantial additional information as well as making numerous assumptions that could greatly complicate the development of the national average. For example, fixed and mobile voice offerings often differ in pricing structure, with fixed voice providers charging for unlimited calling in the local calling area and mobile providers charging for a bucket of any-distance minutes. Similarly, fixed and mobile broadband offerings typically differ substantially in speed and capacity allowances. Generating a blended fixed and mobile rate would require accounting for the various innate properties of each service to make them "comparable." Such a comparison would require assumptions about which service characteristics might be adjusted, and collection and analysis of data to understand customers' valuation of such characteristics, both of which would be resource intensive.

5. In other respects, the Bureaus are continuing to consider the best approach to implementing the reasonable comparability requirements with respect to supported fixed and mobile services. In particular, some nationwide providers have argued that they should be able to meet the Commission's reasonable comparability benchmarks by certifying that they charge the same prices in rural as urban areas. We will address such arguments in a future order.

6. Because we anticipate announcing reasonable comparability benchmarks derived from survey data after the deadline for the July 1, 2013 ETC annual reports, ETCs (both fixed and mobile) subject to section 54.313 of the Commission's rules are not expected to make any certification that their voice service rates are reasonably comparable to the national average urban voice rate, as required in section 54.313(a)(10), in their 2013 annual reports. Instead, this requirement will be initially implemented in the 2014 annual reports.

7. *Survey Format and Sample Selection.* As proposed in the Public Notice, we intend to implement this survey through an online reporting form