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**FEDERAL EMERGENCY
 MANAGEMENT AGENCY**

44 CFR Part 206

RIN 3067-AC39

**Exemption From Garnishment for
 Temporary Housing Assistance**

AGENCY: Federal Emergency
 Management Agency (FEMA).

ACTION: Proposed rule.

SUMMARY: This proposed rule would establish that all financial assistance provided under the Disaster Housing Program is exempt from garnishment, seizure, encumbrance, levy, execution, pledge, attachment, release, or waiver.

DATES: Comments will be accepted until October 23, 1995.

ADDRESSES: Please send comments to the Rules Docket Clerk, Office of the General Counsel, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (facsimile) 202-646-4536.

FOR FURTHER INFORMATION CONTACT: Laurence W. Zensinger, Response and Recovery Directorate, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-4262, (facsimile) 202-646-2730.

SUPPLEMENTARY INFORMATION: Financial assistance provided under the Disaster Housing Program is not currently exempt from garnishment. Financial assistance under the Individual and Family Grant (IFG) Program is exempt from garnishment as specified in 44 CFR 206.131(l). The purpose of financial assistance provided under the Disaster Housing Program is to aid the applicant in obtaining safe housing following a Presidentially declared disaster. When financial assistance provided to an applicant is garnished, the housing needs of the applicant remain unmet. Regulatory exemption from garnishment serves the intent of the Disaster Housing Program and this proposed rule would provide needed protection for applicants who are awarded assistance.

National Environmental Policy Act

This proposed rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Consideration. No environmental impact assessment has been prepared.

**Executive Order 12866, Regulatory
 Planning and Review**

This proposed rule would not be a significant regulatory action within the meaning of § 2(f) of E.O. 12866 of September 30, 1993, 58 FR 51735. To the extent possible this proposed rule would adhere to the regulatory principles set forth in E.O. 12866, but has not been reviewed by the Office of Management and Budget under the provisions of E.O. 12866.

Paperwork Reduction Act

This proposed rule does not contain a collection of information requirement as described in section 3504(h) of the Paperwork Reduction Act.

Executive Order 12612, Federalism

This proposed rule involves no policies that have federalism implications under E.O. 12612, Federalism, dated October 26, 1987.

**Executive Order 12778, Civil Justice
 Reform**

This proposed rule meets the applicable standards of § 2(b)(2) of E.O. 12778.

List of Subjects in 44 CFR Part 206

Administrative practice and procedure, Disaster assistance, Housing.

Accordingly, 44 CFR part 206 is proposed to be amended as follows:

**PART 206—FEDERAL DISASTER
 ASSISTANCE FOR DISASTERS
 DECLARED ON OR AFTER
 NOVEMBER 23, 1988**

**Subpart D—Temporary Housing
 Assistance**

1. The authority citation for part 206 is proposed to be revised to read as follows:

Authority: The Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121 et seq.; Reorganization Plan No. 3 of 1978, 43 FR 41943, 3 CFR, 1978 Comp., p. 329, 5 U.S.C. App. 1; E.O. 12148, 44 FR 43239, 3 CFR, 1979 Comp., p. 412, as amended; and E.O. 12673, 54 FR 12571, 3 CFR, 1989 Comp., p. 214.

2. Section 206.101(g) is proposed to be amended to add introductory text to read as follows:

(g) *Forms of Temporary Housing Assistance.* All proceeds received or receivable by the applicant under § 206.101 shall be exempt from garnishment, seizure, encumbrance, levy, execution, pledge, attachment, release, or waiver. No rights under this provision are assignable or transferable.

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Dated: August 16, 1995.

Richard W. Krimm,

Associate Director, Response and Recovery.
 [FR Doc. 95-20900 Filed 8-22-95; 8:45 am]
 BILLING CODE 6718-02-P

**FEDERAL COMMUNICATIONS
 COMMISSION**

47 CFR Parts 21 and 25

[CC Docket No. 92-297, FCC 95-287]

**Redesignating the 27.5-29.5 GHz
 Frequency Band, Reallocating the
 29.5-30.0 GHz Frequency Band, and
 Establishing Rules and Policies for
 Local Multipoint Distribution Service
 and for Fixed Satellite Services**

AGENCY: Federal Communications
 Commission.

ACTION: Proposed rule.

SUMMARY: This is the Third Notice of Proposed Rulemaking to establish Local Multipoint Distribution Service (LMDS) in the 27.5-29.5 GHz (28 GHz) frequency band. In this Notice, the Commission proposes a band segmentation plan designed to permit both LMDS and Fixed Satellite Service (FSS) systems to operate in the 28 GHz frequency band. It also proposes to accommodate feeder links for certain Mobile Satellite Service (MSS) systems in this band. The proposal ensures the rapid dissemination of innovative communications services by facilitating the entry of multiple providers into the market. New providers will offer facilities-based competition to each other and traditional cable and telephone carriers—greatly enhancing customer choice. A wealth of innovative services will include two-way video, teleconferencing, telemedicine, telecommuting, data services and global networks. The Commission proposes the use of competitive bidding to choose among mutually exclusive LMDS and FSS applicants. It also proposes to reallocate the 29.5-30.0 GHz band in connection with the band segmentation plan. The Commission is also supplementing its earlier Tentative Decision on CellularVision's request for a Pioneer Preference.

DATES: Comments are due on or before August 28, 1995 and replies are due on or before September 18, 1995.

FOR FURTHER INFORMATION CONTACT: Susan Magnotti, Private Wireless Division, Wireless Telecommunications Bureau, (202) 418-0871; Donna Bethea, Satellite and Radiocommunication Division, International Bureau, (202) 739-0728.