

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Arturo Lopez, 1401 West Main Street, Rio Grande City, Texas 78582 (Petitioner).

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

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 95-142, adopted August 23, 1995, and released August 31, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC'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 contractor, ITS, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

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.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 95-22093 Filed 9-6-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 95-141; RM-8642]

Radio Broadcasting Services; Frederiksted, VI

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by Jose J. Arzuaga proposing the allotment of Channel 298B1 at Frederiksted, Virgin Islands, as the community's third local

FM transmission service. An engineering analysis has determined that Channel 298B1 can be allotted to Frederiksted in compliance with the Commission's minimum distance separation requirements without the imposition of a site restriction. The coordinates for Channel 298B1 at Frederiksted North Latitude 17-42-48 and West Longitude 64-53-00.

DATES: Comments must be filed on or before October 23, 1995 and reply comments on or before November 7, 1995.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: James L. Oyster, Esq., Route 1, Box 203A, Castleton, Virginia 22716 (Counsel for Petitioner).

FOR FURTHER INFORMATION CONTACT: Sharon P. McDonald, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 95-141, adopted August 24, 1995, and released August 31, 1995. 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, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

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.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 95-22092 Filed 9-6-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 93-48; DA 95-1870]

Children's Television

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; extension of comment period.

SUMMARY: The Commission granted a request filed jointly by the National Broadcasting Company, Inc., CBS Inc. and Capital Cities/ABC, Inc., for a 30-day extension of time to file comments and reply comments in this proceeding. The initial deadline for filing comments was June 16, 1995, and the initial deadline for filing reply comments was July 17, 1995. By *Order* released June 1, 1995, the time for filing comments was extended to September 14, 1995, and the time for filing reply comments was extended to October 16, 1995. The Commission determined that an additional extension of time was warranted in order to facilitate the development of a full and complete record.

DATES: Comments are now due on October 16, 1995, and reply comments are now due on November 15, 1995.

ADDRESSES: Federal Communications Commission, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Kim Matthews, Mass Media Bureau (202) 776-1653.

SUPPLEMENTARY INFORMATION:

Adopted: August 25, 1995.

Released: August 25, 1995.

By the Chief, Mass Media Bureau.

Comment Date: October 16, 1995.

Reply Comment Date: November 15, 1995.

1. On April 5, 1995, the Commission adopted a *Notice of Proposed Rule in Making* MM Docket 93-48 (60 FR 20586, April 26, 1995) seeking comment on proposals to amend the Commission's rules implementing the Children's Television Act of 1990. Comments on the *Notice* were initially due on June 16, 1995, and reply comments were initially due on July 17, 1995. By *Order* released June 1, 1995 (60 FR 30506, June 9, 1995), the time for filing comments in this proceeding was extended to September 14, 1995, and the time for filing reply comments was extended to October 16, 1995.

2. On August 24, 1995, the National Broadcasting Company, Inc., CBS Inc. and Capital Cities/ABC, Inc. ("Petitioners") filed a joint request for an additional extension of time to file comments and reply comments in this proceeding, until October 16, 1995, and

November 16, 1995, respectively. Petitioners argue that additional time is needed to review a study being prepared by the National Association of Broadcasters relevant to the issues raised by the Commission in the *Notice*.

3. As set forth in Section 1.46 of the Commission's Rules, 47 CFR 1.46, it is our policy that extensions of time for filing comments in rulemaking proceedings shall not be routinely granted. Moreover, a 90-day extension of time has already been granted in this proceeding. However, in view of the circumstances outlined by Petitioners, we believe that an additional 30-day extension of time to file comments and reply comments is warranted in order to facilitate the development of a full and complete record.

4. Accordingly, it is ordered that the Request for Extension of Time filed in MM Docket No. 93-48 by the National Broadcasting Company, Inc., CBS Inc., and Capital Cities/ABC, Inc. is Granted.

5. It is further ordered that the time for filing comments in this proceeding is extended to October 16, 1995, and the time for filing reply comments is extended to November 15, 1995.

6. This action is taken pursuant to authority found in Sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i) and 303(r), and Sections 0.204(b), 0.283 and 1.45 of the Commission's Rules, 47 CFR 0.204(b), 0.283 and 1.45.

Federal Communications Commission.

Roy J. Stewart,

Chief, Mass Media Bureau.

[FR Doc. 95-22094 Filed 9-6-95; 8:45 am]

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47 CFR Part 90

[PR Docket No. 89-552, GN Docket No. 93-252, PP Docket No. 93-253; FCC 95-312]

Wireless Services; Private Land Mobile Radio

AGENCY: Federal Communications Commission.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Commission adopts a *Second Memorandum Opinion and Order and Third Notice of Proposed Rulemaking*, which proposes a new framework for the operation and licensing of the 220-222 MHz band (220 MHz service). (The summary of the *Second Memorandum Opinion and Order* portion of this decision may be found elsewhere in this edition of the **Federal Register**.) This action is taken as part of the Commission's continuing implementation of the new regulatory

framework for mobile radio services enacted by Congress in Section 6002(b) of the Omnibus Budget Reconciliation Act of 1993. The primary goal of this proceeding is to establish a flexible regulatory framework that will allow for more efficient licensing of the 220-222 MHz band, eliminate unnecessary regulatory burdens on both existing and future licensees, and enhance the competitive potential of the 220 MHz service in the mobile services marketplace.

DATES: Comments are due on or before September 27, 1995, and reply comments are due on or before October 12, 1995.

ADDRESSES: Federal Communications Commission, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT:

Martin Liebman, Wireless Telecommunications Bureau (202) 418-1310, or Rhonda Lien, Wireless Telecommunications Bureau (202) 418-0620.

SUPPLEMENTARY INFORMATION: This is a synopsis of the *Third Notice of Proposed Rule Making* (Third NPRM) portion of the Commission's *Third Notice of Proposed Rulemaking and Second Memorandum Opinion and Order* in PR Docket No. 89-552, GN Docket No. 93-252, PP Docket No. 93-253; FCC 95-312, adopted July 28, 1995, and released August 28, 1995. The complete text of this decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC, and also may be purchased from the Commission's copy contractor, International Transcription Service, (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Synopsis of Third Notice of Proposed Rulemaking Portion of Second Memorandum Opinion and Order and Third Notice of Proposed Rulemaking

1. The Commission, in this *Third NPRM*, proposes a new framework for the operation and licensing of the 220-222 MHz band (220 MHz service).¹ This action is taken as part of our continuing implementation of the new regulatory framework for mobile radio services enacted by Congress in Section 6002(b) of the Omnibus Budget Reconciliation Act of 1993 (Budget Act), which amended Sections 3(n) and 332 of the

¹The Commission will refer herein to any licenses granted to this new framework as Phase II licenses. Licenses granted under the current rules are referred to herein as Phase I licenses.

Communications Act of 1934.² The Commission began the implementation of the provisions of the Budget Act with the adoption of a Notice of Proposed Rule Making in GN Docket 93-252 (58 FR 53169, October 14, 1993). In that proceeding, the Commission adopted rules governing the commercial and private mobile radio services, including the 220 MHz service, consistent with the policy of regulatory parity as reflected in the Congressional revisions to Section 332 of the Act. The proceeding the Commission is initiating with this *Third NPRM* is an outgrowth of the CMRS *Third Report and Order* (59 FR 59945, November 21, 1994), which deferred a comprehensive examination of the 220 MHz service to a separate rulemaking proceeding.

2. The Commission's primary goal in this proceeding is to establish a flexible regulatory framework that will allow for more efficient licensing of the 220-222 MHz band, eliminate unnecessary regulatory burdens on both existing and future licensees, and enhance the competitive potential of the 220 MHz service in the mobile services marketplace. In addition, the Commission seeks to ensure that licenses are granted to those who value the spectrum most highly and will maximize its use to provide the best quality and variety of service to consumers. The Commission believes its proposals strike a fair balance between the interests of current licensees and licensees to be authorized under the new rules. The adoption of the rules set forth in this *Third NPRM* will enable the continued development of the 220 MHz radio service and the implementation of a variety of new communications services to meet the future needs of the American public.

Proposals Contained in the Third NPRM

3. The *Third NPRM* invites comment on a number of issues relevant to operation and licensing of the 220 MHz service. In the category of nationwide licensing, the Commission seeks comment on whether to resolve pending mutually exclusive, non-commercial, nationwide applications by lottery, comparative hearing, or to return the applications and adopt a new licensing scheme for the 30 channels associated with the applications. If the Commission returns the applications, it makes the following proposals for Phase II nationwide licensing of these channels: (1) To license the 30 channels

²Omnibus Budget Reconciliation Act of 1993, Pub. L. No. 103-66, Title VI § 6002(b)(2)(A), 6002(b)(2)(B), 107 Stat. 312, 392 (1993).