

§ 1610.8 Program integrity of recipient.

(a) A recipient must have objective integrity and independence from any organization that engages in restricted activities. A recipient will be found to have objective integrity and independence from such an organization if:

- (1) The other organization is a legally separate entity;
- (2) The other organization receives no transfer of LSC funds, and LSC funds do not subsidize restricted activities; and
- (3) The recipient is physically and financially separate from the other organization. Mere bookkeeping separation of LSC funds from other funds is not sufficient. Whether sufficient physical and financial separation exists will be determined on a case-by-case basis and will be based on the totality of the facts. The presence or absence of any one or more factors will not be determinative. Factors relevant to this determination shall include but will not be limited to:
 - (i) The existence of separate personnel;
 - (ii) The existence of separate accounting and timekeeping records;
 - (iii) The degree of separation from facilities in which restricted activities occur, and the extent of such restricted activities; and
 - (iv) The extent to which signs and other forms of identification which distinguish the recipient from the organization are present.

(b) Each recipient's governing body must certify to the Corporation within 180 days of the effective date of this part that the recipient is in compliance with the requirements of this section. Thereafter, the recipient's governing body must certify such compliance to the Corporation on an annual basis.

§ 1610.9 Accounting.

Funds received by a recipient from a source other than the Corporation shall be accounted for as separate and distinct receipts and disbursements in a manner directed by the Corporation.

Dated: May 19, 1997.

Victor M. Fortunato,

General Counsel.

[FR Doc. 97-13516 Filed 5-20-97; 8:45 am]

BILLING CODE 7050-01-P

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[MM Docket No. 96-239; RM-8939]

Radio Broadcasting Services; Harrietta, MI

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Action in this document allots Channel 229A to Harrietta, Michigan, as that community's first local service in response to a petition filed by Melinda Hancock. See 61 FR 64660, December 6, 1996. There is a site restriction 3.6 kilometers (2.3 miles) south of the community at coordinates 44-16-38 and 85-41-55. Canadian concurrence has been obtained for this allotment. With this action, this proceeding is terminated.

DATES: Effective June 30, 1997. The window period for filing applications for Channel 229A at Harrietta, Michigan, will open on June 30, 1997, and close on July 31, 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. 96-239, adopted May 7, 1997, and released May 16, 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., 2100 M Street, NW., Suite 140, Washington, DC. 20037, (202) 857-3800.

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: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Michigan, is amended by adding Harrietta, Channel 229A.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-13293 Filed 5-20-97; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[MM Docket No. 96-175; RM-8850]

Radio Broadcasting Services; Strasburg, CO

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 249C3 to Strasburg, Colorado, as that community's second local aural transmission service, and reserves it for noncommercial educational use, in response to a petition for rule making filed by J.P.I. Radio, Inc. See 61 FR 47471, September 9, 1996. Coordinates used for noncommercial educational Channel 249C3 at Strasburg are 39-43-13 and 104-11-58. See Supplementary Information, *infra*. With this action, the proceeding is terminated.

EFFECTIVE DATE: June 30, 1997.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 418-2180. Questions related to the application filing process for noncommercial educational Channel 249C3 at Strasburg, Colorado, should be addressed to the Audio Services Division, (202) 418-2700.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 96-175, adopted May 7, 1997, and released May 16, 1997. 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 contractors, International Transcription Service, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

Channel 272A was allotted to Strasburg, Colorado, in MM Docket No. 89-61. See Report and Order, 4 FCC Rcd 7570 (1989), 54 FR 45735, October 31, 1989. However, Channel 272A at Strasburg, Colorado, does not appear in 47 CFR 73.202(b), the Table of FM Allotments, as revised as of October 1, 1996. Therefore, as announced in the

Notice in this proceeding, we are making an editorial amendment herein to the Table of FM Allotments to reflect that Channel 272A is allotted at Strasburg, Colorado.

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: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Colorado, is amended by adding Strasburg, Channel *249C3;

3. Section 73.202(b), the Table of FM Allotments under Colorado, is amended by adding Channel 272A at Strasburg.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-13295 Filed 5-20-97; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 97-28; RM-8917; RM-9066]

Radio Broadcasting Services; Twin Falls, ID

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 252C1 to Twin Falls, Idaho, as that community's third local FM service, in response to a proposal filed on behalf of AM 1270 Co. (RM-9066), rather than Channel 252A as proposed in the Notice of Proposed Rule Making at the request of Orchalara Broadcasting Company (RM-8917). The allotment of Channel 252C1 to Twin Falls is consistent with the Commission's policy to allot the highest class channel available to a community that meets the technical requirements of the Commission's Rules. See 62 FR 4226, January 29, 1997. Coordinates used for Channel 252C1 at Twin Falls, Idaho, are 42-33-42 and 114-28-12. With this action, the proceeding is terminated.

DATES: Effective June 30, 1997. The window period for filing applications for Channel 252C1 at Twin Falls, Idaho,

will open on June 30, 1997, and close on July 31, 1997.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 418-2180. Questions related to the window application filing process for Channel 252C1 at Twin Falls, Idaho, should be addressed to the Audio Services Division, (202) 418-2700.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 97-28, adopted May 7, 1997, and released May 16, 1997. 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 contractors, International Transcription Service, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

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: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Idaho, is amended by adding Channel 252C1 at Twin Falls.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-13296 Filed 5-20-97; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 96-54; RM-8769, RM-8809]

Radio Broadcasting Services; Cloudcroft and Ruidoso, NM

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Kellie K. Brown, allots Channel 268A to Ruidoso, NM, as the community's third aural and second local FM service. See 61 FR 14042,

March 29, 1996. At the request of MTD, Inc., the Commission allots Channel 244C to Cloudcroft, NM, as the community's first local FM service. Channel 268A can be allotted to Ruidoso in compliance with the Commission's minimum distance separation requirements without the imposition of a site restriction, at coordinates 33-20-00 North Latitude and 105-40-54 West Longitude. Channel 244C can be allotted to Cloudcroft with a site restriction of 59.9 kilometers (31.6 miles) north, at coordinates 33-24-14; 105-46-56, to avoid a short-spacing to the proposed allotments of Channel 245C at El Porvenir, Chihuahua, and Channel 245B, Las Palomas, Chihuahua, Mexico. Mexican concurrence in the allotments has been received since Cloudcroft and Ruidoso are both located within 320 kilometers (199 miles) of the U.S.-Mexican border. With this action, this proceeding is terminated.

DATES: Effective June 30, 1997. The window period for filing applications for Channel 268A at Ruidoso and Channel 244C at Cloudcroft, will open on June 30, 1997, and close on July 31, 1997.

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 96-54, adopted May 7, 1997, and released May 16, 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, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

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: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under New Mexico, is amended by adding Cloudcroft, Channel 244C, and by adding Channel 268A at Ruidoso.