

TABLE 3.—MAXIMUM CONCENTRATION OF GAMMA-CYCLODEXTRIN IN FOODS—Continued

| Gamma-Cyclodextrin Use                                   | Maximum Use Concentration |
|--|---------------------------|
| Processed cheese   | <3%                       |
| Dairy deserts (ready-to-eat and prepared from dry mixes) | <3%                       |

<sup>1</sup>Percent by weight of gamma-cyclodextrin relative to the nutrient for which gamma-cyclodextrin is used as a carrier.

The proposed use of alpha-, beta-, and gamma-cyclodextrin as ingredients in pesticide formulations is anticipated to result in no significant additional dietary exposure to alpha-, beta-, and gamma-cyclodextrin.

2. *Drinking water.* Any alpha-, beta-, and gamma-cyclodextrin in drinking water sources is anticipated to degrade to simple sugars and CO<sub>2</sub> that will be used by plants as building blocks for the plant's growth. No significant exposure of alpha-, beta-, and gamma-cyclodextrin via drinking water is anticipated.

3. *Non-dietary exposure.* Cyclodextrins are used extensively in the cosmetic industry. Alpha-, beta-, and gamma-cyclodextrin are too large to be absorbed through the skin, so no significant systemic exposure is anticipated to result from the cosmetic use or other residential uses of alpha-, beta-, and gamma-cyclodextrin.

#### D. Cumulative Effects

Alpha-, beta-, and gamma-cyclodextrin have no significant toxic effects for consideration of cumulative effects.

#### E. Safety Determination

1. *U.S. population.* Alpha-, beta-, and gamma-cyclodextrin are low toxicity, naturally occurring compounds that are used as food additives. The D-glucose building blocks of alpha-, beta-, and gamma-cyclodextrin are also the result of digestion of starchy foods such as bread, rice, potatoes and pasta. Alpha-, beta-, and gamma-cyclodextrin are part of the current U.S. diet, and the proposed new uses of alpha-, beta-, and gamma-cyclodextrin as ingredients in pesticide formulations is not anticipated to contribute significantly to the amount of alpha-, beta-, and gamma-cyclodextrin in the U.S. diet. The proposed new use of alpha-, beta-, and gamma-cyclodextrin for use as an inert ingredient in pesticide formulations has a reasonable certainty of no harm to the U.S. population.

2. *Infants and children.* Alpha-, beta-, and gamma-cyclodextrin have no significant toxic effects that are specific to infants or children. The proposed new uses of alpha-, beta-, and gamma-cyclodextrin as ingredients in pesticide

formulations has a reasonable certainty of no harm to infants or children.

#### F. International Tolerances

Alpha-cyclodextrin: The FAO/WHO JECFA has evaluated alpha-cyclodextrin and in 2001 allocated an ADI of "not specified." This is the most desirable ADI and is limited to low toxicity compounds.

Beta-cyclodextrin: A request was submitted to the CODEX Alimentarius Commission for additive clearance in the General Standard on Food Additives (INS No. 459) at a maximum level of 50,000 milligrams/kilogram (mg/kg) in food category 5.3, for chewing gum. A new monograph for beta-cyclodextrin has been published in the First Supplement to the Fourth Edition of the Food Chemicals Codex. Beta-cyclodextrin is published in Annex V of the Official Journal of the European Communities-Food Additives as a carrier only for food additives up to 1 gram/kilogram food. An ADI of 5 mg/kg body weight was established at the February 1995 joint FAO/WHO meeting of the expert committee on food additives and is published in WHO Food Additive Series 35.

Gamma-cyclodextrin: The FAO/WHO JECFA has evaluated alpha-cyclodextrin and in 2,000 (53rd meeting) allocated an ADI of "not specified." This is the most desirable ADI and is limited to low toxicity compounds.

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### FEDERAL COMMUNICATIONS COMMISSION

#### Notice of Public Information Collection(s) Being Reviewed by the Federal Communications Commission

November 7, 2002.

**SUMMARY:** The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s), as required by the Paperwork Reduction Act of 1995, Pub. L. 104-13. An agency may not conduct or sponsor a collection

of information unless it displays a current valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

**DATES:** Written comments should be submitted on or before January 13, 2003. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

**ADDRESSES:** Direct all comments to Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street, SW., Washington, DC 20554, or via the Internet to [lesmith@fcc.gov](mailto:lesmith@fcc.gov).

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collection(s) contact Les Smith at 202-418-0217 or via the Internet at [lesmith@fcc.gov](mailto:lesmith@fcc.gov).

#### SUPPLEMENTARY INFORMATION:

*OMB Control Number:* 3060-0960.

*Title:* Application of Network Non-Duplication, Syndicated Exclusivity, and Sports Blackout Rules to Satellite Retransmissions of Broadcast Signals.

*Form Number:* N/A.

*Type of Review:* Revision of a currently approved collection.

*Respondents:* Businesses or other for-profit entities.

*Number of Respondents:* 1,407.

*Estimated Time per Response:* 0.5 to 1.0 hours.

*Frequency of Response:* On occasion reporting requirements; Third party disclosure.

*Total Annual Burden:* 63,992 hours.

*Total Annual Costs:* None.

*Needs and Uses:* In response to the FCC's Report and Order in *Implementation of the Satellite Home Viewer Improvement Act of 1999: Application of Network Non-duplication, Syndicated Exclusivity and Sports Blackout Rules to Satellite Retransmission of Broadcast Signals*, CS Docket No. 00-2, FCC 00-38 (rel. November 2, 2000), parties filed petitions to reconsider certain aspects of the satellite program exclusivity rules adopted therein. In its Order on Reconsideration in the same docket, FCC 02-287 (rel. October 17, 2002), published elsewhere in this issue of the **Federal Register**, the Commission denied petitions to extend the phase-in period for implementation of the rules, and also maintained the application of the sports blackout rule to satellite carriage of network stations. The Commission revised section 76.122(c)(2), pertaining to identification of information about programming to be deleted, so that the satellite rule conforms to the cable rules. In addition, the Commission clarified and amended section 76.127(c), pertaining to notifications of deletions for sports broadcasts, to permit sports rights holders with a discernable season to submit blackout notifications for an entire season, but also to establish a date certain by when those notifications must be received by satellite carriers.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

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## FEDERAL COMMUNICATIONS COMMISSION

[DA 02-2751]

### Verification OF ITFS, MDS, and MMDS License Status and Pending Applications

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** In this document the Federal Communications Commission, (Commission), Wireless Telecommunications Bureau, seeks to verify ITFS, MDS, and MMDS licensing information contained in the Broadband Licensing System in preparation for the transition to the Universal Licensing System (ULS). The Commission is requesting that all ITFS, MDS and MMDS licensees and applicants review and verify licensing information set

forth in the Tables released for public inspection. Also, the Commission is requesting that ITFS, MDS, and MMDS licensees and applicants submit written requests for continued processing for all pending applications filed prior to March 25, 2002. Finally, at the Commission will close the review and verification period on December 17, 2002.

**DATES:** Comments are due on or before December 16, 2002 and reply comments are due on or before December 30, 2002.

**ADDRESSES:** Federal Communications Commission 445 12th Street, SW., TW-A325, Washington, DC 20554. See Supplementary Information for filing instructions.

**FOR FURTHER INFORMATION CONTACT:**

Licensees and applicants should visit <http://wireless.fcc.gov/services/itfs&mids/licensing/inventory.html> in order to review the tables. For all questions regarding technical aspects of public access to BLS data, contact the FCC Technical Support Hotline: Call (202) 414-1250 (TTY (202) 414-1255) or e-mail to [ulscmm@fcc.gov](mailto:ulscmm@fcc.gov). The hotline is available Monday through Friday 8 a.m. to 6 p.m. Eastern Time. All calls to the hotline are recorded.

For all questions regarding legal matters relating to this Public Notice, contact John J. Schauble, Chief, Policy and Rules Branch, Kim Varner, Esq., Policy and Rules Branch, Public Safety and Private Wireless Division, or Stephen Svab, Esq., Policy and Rules Branch, Public Safety and Private Wireless Division, at (202) 418-0680.

For all questions regarding data corrections, and how to file those corrections, contact the Licensing Support Hotline at 1-888-225-5322 and select option 2.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Public Notice*, DA 02-2751, released on October 18, 2002. The full text of this document is available for inspection and copying during normal business hours in the FCC Reference Center, 445 12th Street, SW., Washington, DC 20554. The complete text may be purchased from the Commission's copy contractor, Qualex International, 445 12th Street, SW., Room CY-B402, Washington, DC 20554. The full text may also be downloaded at: <http://www.fcc.gov>. Alternative formats are available to persons with disabilities by contacting Brian Millin at (202) 418-7426 or TTY (202) 418-7365 or at [bmillin@fcc.gov](mailto:bmillin@fcc.gov).

On March 25, 2002, the Wireless Telecommunications Bureau (WTB) became responsible for the

administration of the Instructional Television Fixed Service (ITFS), the Multipoint Distribution Service (MDS), and the Multichannel Multipoint Distribution Service (MMDS) (collectively, the Services). Prior to March 25, 2002, the Services were administered by the former Mass Media Bureau using the Broadband Licensing System (BLS) as the licensing database for the Services. As part of the transition process, WTB will be migrating these services to the Universal Licensing System (ULS) that governs all WTB services. In so doing, WTB seeks to ensure that all information contained within the BLS is accurate, current and comprehensive. In order to facilitate this process, WTB is requesting that all ITFS, MDS and MMDS licensees and applicants review and verify important licensing information as explained in this public notice. This review will assist WTB in ensuring the integrity of the data in the database and permit a smooth transition of the data to WTB's licensing database. In addition, in order to efficiently process all pending applications, petitions, and other requests, WTB is requesting that applicants and petitioners re-affirm, in writing, that continued processing of certain applications and petitions, as detailed below is desired.

It is very important that all ITFS, MDS, and MMDS licensees and applicants carefully review this public notice and the tables of licensing information described below. Failure to follow the instructions in this public notice may result in the cancellation of licenses and/or dismissal of pending applications.

### ITFS/MDS/MMDS Licenses

WTB is making available for public inspection four tables of licensing information at: <http://wireless.fcc.gov/services/itfs&mids/licensing/inventory.html>. A hard copy of each table is also available for public inspection at the Commission's Reference Information Center, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. Table A lists all ITFS licenses including main station and two-way stations shown in BLS. Table B lists all MDS and MMDS licenses, including Basic Trading Area authorizations, main stations and two-way stations contained in BLS. Table C lists all granted modifications and construction permits for ITFS for which certifications of construction have not yet been filed. Table D lists all granted MDS/MMDS modifications and conditional licenses for which certifications of construction have not yet been filed. Tables A, B, C, and D