

alternatives and, when regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, and other advantages; distributive impacts; and equity). Executive Order 13563 (Improving Regulation and Regulatory Review) emphasizes the importance of quantifying both costs and benefits, reducing costs, harmonizing rules, and promoting flexibility. The Office of Information and Regulatory Affairs has determined that this rule is not a significant regulatory action under Executive Order 12866. The Regulatory Impact Analysis associated with this rulemaking can be found as a supporting document at [www.regulations.gov](http://www.regulations.gov).

#### Regulatory Flexibility Act

The Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.* (RFA), imposes certain requirements on Federal agency rules that are subject to the notice and comment requirements of the Administrative Procedure Act (APA), 5 U.S.C. 553(b). This final rule is exempt from the notice and comment requirements of the APA because the 2015 Act directed the Department to issue the annual adjustments without regard to section 553 of the APA. Therefore, the requirements of the RFA applicable to notice and comment rulemaking do not apply to this rule. Accordingly, the Department is not required either to certify that the final rule would not have a significant economic impact on a substantial number of small entities or to conduct a regulatory flexibility analysis.

#### Unfunded Mandates

The Unfunded Mandates Reform Act of 1995 requires, at 2 U.S.C. 1532, that agencies prepare an assessment of anticipated costs and benefits before issuing any rule that may result in the expenditure by State, local, and tribal governments, in the aggregate, or by the private sector, of \$100 million or more (adjusted annually for inflation) in any one year. This final rule will have no such effect on State, local, and tribal governments, or on the private sector.

#### Paperwork Reduction Act

This final rule contains no provisions constituting a collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3521).

#### Assistance Listing

The Assistance Listing number and title for the program affected by this

document is 64.114, Veterans Housing Guaranteed and Insured Loans.

#### Congressional Review Act

Pursuant to Subtitle E of the Small Business Regulatory Enforcement Fairness Act of 1996 (known as the Congressional Review Act) (5 U.S.C. 801 *et seq.*), the Office of Information and Regulatory Affairs designated this rule as not a major rule, as defined by 5 U.S.C. 804(2).

#### List of Subjects

38 CFR Part 36

Condominiums, Housing, Individuals with disabilities, Loan programs—housing and community development, Loan programs—veterans, Manufactured homes, Mortgage insurance, Reporting and recordkeeping requirements, Veterans.

38 CFR Part 42

Administrative practice and procedure, Claims, Fraud, Penalties.

#### Signing Authority

Denis McDonough, Secretary of Veterans Affairs, approved this document on January 14, 2022, and authorized the undersigned to sign and submit the document to the Office of the Federal Register for publication electronically as an official document of the Department of Veterans Affairs.

#### Jeffrey M. Martin,

*Assistant Director, Office of Regulation Policy & Management, Office of General Counsel, Department of Veterans Affairs.*

For the reasons stated in the preamble, the Department of Veterans Affairs amends 38 CFR parts 36 and 42 as set forth below:

#### PART 36—LOAN GUARANTY

- 1. The authority citation for part 36 continues to read as follows:

**Authority:** 38 U.S.C. 501 and 3720.

#### § 36.4340 [Amended]

- 2. In § 36.4340, amend paragraphs (k)(1)(i) introductory text and (k)(3) by removing “\$23,607” and adding in its place “\$25,076”.

#### PART 42—STANDARDS IMPLEMENTING THE PROGRAM FRAUD CIVIL REMEDIES ACT

- 3. The authority citation for part 42 continues to read as follows:

**Authority:** Pub. L. 99–509, secs. 6101–6104, 100 Stat. 1874, codified at 31 U.S.C. 3801–3812.

#### § 42.3 [Amended]

- 4. In § 42.3, amend paragraphs (a)(1)(iv) and (b)(1)(ii) by removing “\$11,803” and adding in its place “\$12,537”.

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MB Docket No. 21–123; RM–11890; DA 22–26; FR ID 67332]

### Television Broadcasting Services Fort Bragg, California

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** On September 20, 2021, the Media Bureau, Video Division (Bureau) issued a *Notice of Proposed Rulemaking (NPRM)* in response to a petition for rulemaking filed by One Ministries, Inc. (Petitioner), requesting the allotment of reserved noncommercial educational channel \*4 to Fort Bragg, California, in the Table of Allotments as the community’s second local service. For the reasons set forth in the *Report and Order* referenced below, the Bureau amends FCC regulations to allot channel \*4 at Fort Bragg. The newly allotted channel will be authorized pursuant to the Commission’s application and selection procedures for reserved noncommercial educational television stations.

**DATES:** Effective January 21, 2022.

**FOR FURTHER INFORMATION CONTACT:** Joyce Bernstein, Media Bureau, at (202) 418–1647 or [Joyce.Bernstein@fcc.gov](mailto:Joyce.Bernstein@fcc.gov).

**SUPPLEMENTARY INFORMATION:** The proposed rule was published at 86 FR 54144 on September 30, 2021. The Petitioner filed comments in support of the petition, as required by the Commission’s rules, reaffirming its commitment to apply for channel \*4 and if authorized, to build a station promptly. No other comments were filed. We believe the public interest would be served by allotting channel \*4 at Fort Bragg, California. Fort Bragg (population 7,179) clearly qualifies for community of license status for allotment purposes. In addition, the proposal would result in a second local service to Fort Bragg under the Commission’s third allotment priority. Moreover, the allotment is consistent with the minimum geographic spacing requirements for new DTV allotments in

the Commission's rules, and the allotment point complies with the rules as the entire community of Fort Bragg is encompassed by the 35 dBμ contour.

This is a synopsis of the Commission's *Report and Order*, MB Docket No. 21–123; RM–11890; DA 22–26, adopted January 11, 2022, and released January 11, 2022. The full text of this document is available for download at <https://www.fcc.gov/edocs>. To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an email to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at 202–418–0530 (voice), 202–418–0432 (tty).

This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. In addition, therefore, it does not contain any proposed information collection burden “for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107–198, *see* 44 U.S.C. 3506(c)(4). Provisions of the Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, do not apply to this proceeding.

The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

**List of Subjects in 47 CFR Part 73**

Television.  
Federal Communications Commission.  
**Thomas Horan**,  
*Chief of Staff, Media Bureau.*

**Final Rule**

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR part 73 as follows:

**PART 73—RADIO BROADCAST SERVICE**

- 1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 155, 301, 303, 307, 309, 310, 334, 336, 339.

- 2. In § 73.622(j), amend the Table of Allotments, under California, by revising the entry for Fort Bragg to read as follows:

**§ 73.622 Table of Allotments.**

\* \* \* \* \*  
(j) \* \* \*

	Community	Channel No.
	* * *	* *
<b>CALIFORNIA</b>		
Fort Bragg .....	* * *	* * *4, 8
	* * *	* *

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

[**MB Docket No. 21–124; RM–11891; DA 22–32; FR ID 67662**]

**Television Broadcasting Services  
Henderson, Nevada**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** On July 28, 2021, the Media Bureau, Video Division (Bureau) issued a *Notice of Proposed Rulemaking (NPRM)* in response to a petition for rulemaking filed by KVUU–TV Broadcasting Corporation (Petitioner), the licensee of KVUU, channel 9, Henderson, Nevada, requesting the substitution of channel 24 for channel 9 at Henderson in the Table of Allotments. For the reasons set forth in the *Report and Order* referenced below, the Bureau amends FCC regulations to substitute channel 24 for channel 9 at Henderson.

**DATES:** Effective January 21, 2022.

**FOR FURTHER INFORMATION CONTACT:** Joyce Bernstein, Media Bureau, at (202) 418–1647 or [Joyce.Bernstein@fcc.gov](mailto:Joyce.Bernstein@fcc.gov).

**SUPPLEMENTARY INFORMATION:** The proposed rule was published at 86 FR 41916 on August 4, 2021. The Petitioner filed comments in support of the petition reaffirming its commitment to apply for channel 24. Gray Television, LLC, which acquired the station, also filed comments in support of the petition and stating its commitment to apply for channel 24. In support of its channel substitution request, the Petitioner states that the Commission has recognized that VHF channels have certain characteristics that pose challenges for their use in providing digital television service, and that KVUU–TV has received numerous complaints of poor or no reception from viewers within its noise limited contour. While the channel 24 noise

limited contour will not fully encompass the existing channel 9 contour, only 152 persons would lose service from KVUU, and no viewers would lose access to their first or second over-the-air television service. While 152 persons are predicted to lose service from KVUU, the Commission considers such a loss to be *de minimis*.

This is a synopsis of the Commission's *Report and Order*, MB Docket No. 21–124; RM–11891; DA 22–32, adopted January 12, 2022, and released January 12, 2022. The full text of this document is available for download at <https://www.fcc.gov/edocs>. To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an email to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at 202–418–0530 (voice), 202–418–0432 (tty).

This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. In addition, therefore, it does not contain any proposed information collection burden “for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107–198, *see* 44 U.S.C. 3506(c)(4). Provisions of the Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, do not apply to this proceeding.

The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

**List of Subjects in 47 CFR Part 73**

Television.  
Federal Communications Commission.  
**Thomas Horan**,  
*Chief of Staff, Media Bureau.*

**Final Rule**

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR part 73 as follows:

**PART 73—RADIO BROADCAST SERVICE**

- 1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 155, 301, 303, 307, 309, 310, 334, 336, 339.

- 2. In § 73.622(j), amend the Table of Allotments, under Nevada, by revising the entry for Henderson to read as follows: