

comment on whether small entities will have additional burdens imposed as a result of these proposed requirements. We believe that monitoring and reporting on CIC usage will significantly aid the industry's and this Commission's joint effort to conserve CICs.

Steps Taken to Minimize Economic Impact on Small Entities and Significant Alternatives Considered

To gather relevant information from all interested parties, including small business entities, about allocation of this scarce numbering resource, we seek comment on a wide array of issues and ask that commenters suggest alternatives to our proposals. The IRFA tentatively concludes that our proposals in the *FNPRM* would impose minimum burdens on small entities. The IRFA seeks comment on these proposals and the impact they may have on small entities.

Federal Rules That May Duplicate, Overlap, or Conflict With the Proposed Rules

None.

Analysis of Proceeding

The *FNPRM* asks for comment on the use and application of Feature Group D CICs, the CICs that are used to provide equal access. The *FNPRM* also seeks comment on the definition of "entity" used to determine who may receive a CIC and on CIC conservation issues, such as: (1) The limit on CIC assignments per entity; (2) the limit on assignable four-digit CICs; (3) CIC reclamation; and (4) usage reporting requirements. For some of these issues, the *FNPRM* proposes rules. Many of these issues are already addressed in the *CIC Assignment Guidelines*, developed by the industry for the NANP administrator. The intention of the *FNPRM* is not to propose modifications to the existing guidelines, but rather to propose new Commission rules to govern CIC use and assignment. The Commission's proposals are intended to ensure fair and efficient overall administration of numbering resources; to foster an integrated approach to numbering administration across NANP member countries; and to enable the Commission and regulatory bodies of other nations to ensure that domestic numbering administration is effective through reliance upon the expertise and innovative efforts of industry.

Ordering Clauses

Accordingly, *it is ordered*, pursuant to Sections 1, 4(i) and (j), 201-205, 218 and 251(e)(1) of the Communications

Act as amended, 47 U.S.C. Sections 151, 154(i), 154(j), 201-205, 218 and 251(e)(1), that the Further Notice of Proposed Rulemaking is hereby *adopted*.

It is further ordered that the Commission's Office of Managing Director *shall send* a copy of the Further Notice of Proposed Rulemaking, including the Initial Regulatory Flexibility Analysis, to the Chief Counsel for Advocacy of the Small Business Administration.

List of Subjects

47 CFR Part 52

Local exchange carrier, Numbering, Telecommunications.

47 CFR Part 64

Communications common carriers, Telephone.

Federal Communications Commission.

LaVera F. Marshall,

Acting Secretary.

[FR Doc. 97-27998 Filed 10-21-97; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No.97-215, RM-9168]

Radio Broadcasting Services; Wilson and Turrell, AR

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document requests comments on a petition for rule making filed on behalf of Pollack Broadcasting Company, permittee of Station KAFW(FM), Channel 234A, Wilson, Arkansas, requesting the reallocation of Channel 234A to Turrell, Arkansas, as that community's first local aural transmission service, and modification of the authorization for Station KAFW(FM) accordingly, pursuant to the provisions of §420(i) of the Commission's rules. Coordinates used for Channel 234A at Turrell are 35-22-36 and 90-15-12.

DATES: Comments must be filed on or before December 1, 1997, and reply comments on or before December 16, 1997.

ADDRESSES: Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Barry D. Wood and Paul H. Brown, Esqs., Wood

& Brinton, Chartered, Suite 900, 2300 M Street, NW., Washington, DC 20037-1436.

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

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 97-215, adopted October 1, 1997, and released October 10, 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 contractor, International Transcription Service, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800.

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. 97-27944 Filed 10-21-97; 8:45 am]

BILLING CODE 6712-01-F

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No.97-216, RM-9153]

Radio Broadcasting Services; Berlin and North Conway, NH

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by Fuller-Jeffrey Broadcasting Corporation of Greater Des Moines, licensee of Station WPKQ, Berlin, NH, seeking the reallocation of Channel 279C from

Berlin to North Conway, NH, as the community's first local aural transmission service, and the modification of Station WPKQ's license accordingly. Channel 279C can be allotted to North Conway, at Station WPKQ's presently licensed transmitter site, at coordinates 44-16-14 North Latitude and 71-18-15 West Longitude, which will maintain the presently grandfathered short-spacings to Station WKNE-FM, Channel 279B, Keene, NH, as well as to both the allotment reference coordinates for Channel 279D and proposed new station on Channel 279A at Montreal, Quebec, Canada, and the station on Channel 279A at Kahnawake, Quebec, Canada. Canadian concurrence in this allotment is required since North Conway is located within 320 kilometers (200 miles) of the U.S.-Canadian border.

DATES: Comments must be filed on or before December 1, 1997, and reply comments on or before December 16, 1997.

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: John Griffith Johnson, Jr., Paul, Hastings, Janofsky & Walker LLP, 1299 Pennsylvania Avenue, NW, Tenth Floor, Washington, DC. 20004-2400 (Counsel to petitioner).

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

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No.97-216, adopted October 1, 1997, and released October 10, 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 Services, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

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. 97-27945 Filed 10-21-97; 8:45 am]

BILLING CODE 6712-01-F

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

49 CFR Chapter X

[STB Ex Parte No. 564]

Service Obligations Over Excepted Track

AGENCY: Surface Transportation Board.

ACTION: Withdrawal of proposed rule and notice of availability of policy statement.

SUMMARY: In a notice of proposed rulemaking published at 62 FR 24896 (May 7, 1997), the Board sought comments on the circumstances under which it should require a railroad to operate over excepted track that does not meet Federal Railroad Administration (FRA) Class 1 track safety standards, and that the operating railroad deems to be unsafe. After reviewing the comments, the Board has decided not to issue rules, but instead to issue a policy statement declaring that the Board will continue the current practice of evaluating railroad service issues on a case-by-case basis. In evaluating carrier claims that track is embargoed for safety reasons, the Board will consult with the FRA.

FOR FURTHER INFORMATION CONTACT:

Joseph H. Dettmar, (202) 565-1600. (TDD for the hearing impaired: (202) 565-1695.)

SUPPLEMENTARY INFORMATION: The Board's policy statement may be reviewed at the Board's offices and is available to all persons for a charge by phoning D.C. NEWS & DATA, INC., at (202) 289-4357.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

Decided: October 8, 1997.

By the Board, Chairman Morgan and Vice Chairman Owen.

Vernon A. Williams,

Secretary.

[FR Doc. 97-27971 Filed 10-21-97; 8:45 am]

BILLING CODE 4915-00-P