

central nonprofit agencies will be investigated by the Committee's staff. The central nonprofit agency concerned will be afforded an opportunity to submit a statement of facts and evidence. The Committee staff will report its findings to the Committee, together with its recommendation. In reviewing the case, the Committee may request the submission of additional evidence or may conduct its own investigation. If a central nonprofit agency fails to correct its violations of the governance standards set forth in paragraphs (a) and (b) of this section, the Committee, after affording the central nonprofit agency an opportunity to address the Committee on the matter, may terminate the central nonprofit agency's designation as a central nonprofit agency and its eligibility to participate in the JWOD Program.

(2) Violations of the governance standards set forth in paragraphs (a) and (b) of this section by qualified nonprofit agencies participating in the JWOD Program will be handled in accordance with 41 CFR 51-4.5, "Violations by nonprofit agencies," of this chapter.

(e) The information collection requirements set forth in this section for central nonprofit agencies are included on Committee Form 405, which has approved by the Office of Management and Budget (OMB) under OMB control number 3037-xxxx. The information collection requirements set forth in this section for qualified nonprofit agencies participating in the JWOD Program are included on Committee Forms 403 and 404, which have been approved by the Office of Management and Budget (OMB) under OMB control numbers 3037-0001 and 3037-0002, respectively. The information collection requirements set forth in this section for nonprofit agencies that would like to qualify for participation in the JWOD Program are included on Committee Forms 401 and 402, which have been approved by the Office of Management and Budget (OMB) under OMB control numbers 3037-0004 and 3037-0003, respectively. A Federal agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

### PART 51-3—CENTRAL NONPROFIT AGENCIES

3. Amend § 51-3.2 by adding new paragraphs (o) and (p) to read as follows:

#### § 51-3.2 Responsibilities under the JWOD Program.

\* \* \* \* \*

(o) Submit to the Committee, by November 1 of each year, a completed copy of the Annual Certification—Central Nonprofit Agency (Committee Form 405) covering the fiscal year ending the preceding September 30.

(p) Comply with Committee-approved governance standards, as provided in § 51-2.10 of this chapter.

### PART 51-4—NONPROFIT AGENCIES

4. Amend § 51-4.3 by adding a new paragraph (b)(10) to read as follows:

#### § 51-4.3 Maintaining qualification.

\* \* \* \* \*

(b) \* \* \*

(10) Comply with Committee-approved governance standards, as provided in § 51-2.10 of this chapter.

\* \* \* \* \*

Dated: November 5, 2004.

Leon A. Wilson, Jr.,

*Executive Director, Committee for Purchase From People Who Are Blind or Severely Disabled.*

[FR Doc. 04-25233 Filed 11-10-04; 8:45 am]

BILLING CODE 6353-01-P

### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 64

[CC Docket Nos. 90-71 and 98-67, CG Docket No. 03-123; DA 04-3266; 04-137]

#### Petitions for Reconsideration of Telecommunications Relay Service Requirements

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document seeks public comment on petitions filed for reconsideration and is extending the filing dates already set for two of the four petitions for reconsideration to coincide with the dates set forth in this document.

**DATES:** Interested parties may file oppositions to the petitions for reconsideration on or before November 15, 2004. Replies to an opposition may be filed on or before November 30, 2004. Parties that may have already submitted comments in this proceeding need not resubmit those comments unless they choose to update them.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW., Washington, DC 20554.

#### FOR FURTHER INFORMATION CONTACT:

Dana Jackson, Consumer and Governmental Affairs Bureau, Disability

Rights Office at (202) 418-2247 (voice), (202) 418-7898 (TTY), or e-mail at [Dana.Jackson@fcc.gov](mailto:Dana.Jackson@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's public notice DA 04-3266, released October 15, 2004. When filing oppositions and replies to an opposition, please reference CC Docket Nos. 90-571 and No. 98-67 or CG Docket No. 03-123. Oppositions and replies to an opposition may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. See Electronic Filing of Documents in Rulemaking Proceedings, 63 FR 24121, May 1, 1998. Oppositions and replies to an opposition filed through the ECFS can be sent as an electronic file via the Internet to [<http://www.fcc.gov/e-file/ecfs.html>](http://www.fcc.gov/e-file/ecfs.html). Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the oppositions and replies to an opposition to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit electronic oppositions and replies to an opposition by Internet e-mail. To get filing instructions, commenters should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply. Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, commenters must submit two additional copies for each additional docket or rulemaking number. Filings can be sent by hand or messenger delivery, by electronic media, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Natek, Inc., will receive hand-delivered or messenger-delivered paper filings or electronic media for the Commission's Secretary at 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 20002. The filing hours at this location are 8 a.m. to 7 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial and

electronic media sent by overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW., Washington, DC 20554. All filings must be addressed to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission, 445 12th Street, SW., Room TW-B204 Washington, DC 20554. Parties who choose to file by paper should also submit their oppositions and replies to an opposition on diskette. These diskettes should be submitted, along with three paper copies, to: Dana Jackson, Consumer and Governmental Affairs Bureau, Disability Rights Office, 445 12th Street, SW., Room CY-A626, Washington, DC 20554. Such a submission should be on a 3.5 inch diskette formatted in an IBM compatible format using Word 97 or compatible software. The diskette should be accompanied by a cover letter and should be submitted in "read only" mode. The diskette should be clearly labeled with the commenter's name, proceeding (including the lead docket number in this case, CC Docket Nos. 90-571 and 98-67 or CG Docket No. 03-123, type of pleading (opposition or reply opposition), date of submission, and the name of the electronic file on the diskette. The label should also include the following phrase "Disk Copy—Not an Original." Each diskette should contain only one party's pleadings, preferably in a single electronic file. In addition, commenters must send diskette copies to the Commission's copy contractor, Best Copy and Printing (BCPI), Inc., Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554. Pursuant to section 1.1206 of the Commission's rules, 47 CFR 1.1206, this proceeding will be conducted as a permit-but-disclose proceeding in which *ex parte* communications are subject to disclosure. The full text of this document and copies of any subsequently filed documents in this matter will be available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. This document and copies of subsequently filed documents in this matters may also be purchased from the Commission's duplicating contract, BCPI, Inc., Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554. Customers may

contact BCPI, Inc. at their Web site <http://www.bcpiweb.com> or call 1-800-378-3160. To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer and Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY). This public notice can also be downloaded in Word or Portable Document Format (PDF) at: <http://www.fcc.gov/cgb/dro>.

### Synopsis

On September 30, 2004, Communication Service for the Deaf, Inc. ("CSD") filed a petition for reconsideration, *see* Communication Service for the Deaf, Inc. Petition for Reconsideration, CC Docket No. 98-67, filed September 30, 2004, to the June 30, 2004 *Report and Order, Order on Reconsideration, and Further Notice of Proposed Rulemaking*. *See* Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities, *Report and Order, Order on Reconsideration, and Further Notice of Proposed Rulemaking*, CC Docket No. 90-571, CC Docket No. 98-67 and CG Docket No. 03-123, FCC 04-137, 19 FCC Rcd 12475, June 30, 2004; published at 69 FR 53346, September 1, 2004 and 69 FR 53382, September 1, 2004. CSD requests that the Commission authorize compensation from the Interstate TRS Fund for Video Relay Service (VRS) users and individuals who speak Spanish; eliminate the speed of answer waiver for VRS providers by January 1, 2005, and provide adequate compensation to enable VRS providers to meet this standard; and permit VRS providers to immediately recover costs associated with the research and development of solutions for handling emergency calls. On October 1, 2004, Hands On Video Relay Service, Inc. ("Hands On") filed a petition for partial reconsideration to the June 30, 2004 *Report and Order, Order on Reconsideration, and Further Notice of Proposed Rulemaking*. *See* Hands On Video Relay Service, Inc. *Petition for Partial Reconsideration*, CC Docket No. 90-571, CC Docket No. 98-67 and CG Docket No. 03-123, filed October 1, 2004, Hands On requests the Commission to reconsider the dismissal of its application for certification as a TRS provider; the extension of the speed of answer waiver for VRS; the setting of \$8.854 as the final VRS compensation rate for 2003-2004; the refusal to provide full retroactivity to the final 2003-2004 VRS compensation

rate; and the refusal to authorize the reimbursement for ASL to Spanish VRS.

On October 1, 2004, the National Video Relay Service Coalition ("the Coalition") filed a petition for reconsideration to the June 30, 2004 *Report and Order, Order on Reconsideration, and Further Notice of Proposed Rulemaking*. *See* National Video Relay Service Coalition *Petition for Reconsideration*, CC Docket No. 98-67, filed October 1, 2004. The National Video Relay Coalition is an *ad hoc* group that includes the following organizations: Telecommunications for the Deaf, Inc. ("TDF"), Deaf and Hard of Hearing Consumer Advocacy Network ("DHHCAN"), National Association of the Deaf ("NAD"), The Association for Late Deafened Adults ("ALDA"), the American Association of People with Disabilities ("AAPD"), Deaf and Hard of Hearing in Government ("DHHIG"), the California Coalition of Agencies Serving the Deaf and Hard of Hearing ("CCASDHH"), the Student Body Government of Gallaudet University ("SBG"), and the Registry of Interpreters for the Deaf, Inc. ("RID"). The Coalition requests that the Commission reconsider its decision to not authorize TRS reimbursement for ASL to Spanish VRS.

On October 1, 2004, Hamilton Relay, Inc. ("Hamilton") filed a petition for reconsideration to the June 30, 2004 *Report and Order, Order on Reconsideration and Further Notice of Proposed Rulemaking*. *See* Hamilton Relay, Inc. *Petition for Reconsideration*, CC Docket No. 98-67, filed October 1, 2004. Hamilton requests the Commission reconsider the decision to extend "rate of return regulation" to traditional TRS.

On October 5, 2004, the Commission released a public notice stating that oppositions to CSD's and Hands On's petitions for reconsideration must be filed within 15 days of the date public notice is published in the **Federal Register** and that replies to an opposition must be filed within 10 days after the time for filing oppositions has expired. Accordingly, in this public notice, the Commission is extending the opposition and reply dates set for CSD's and Hands On's petitions for reconsideration to coincide with the dates set forth below in this public notice for all four petitions challenging the June 30, 2004 *Report and Order, Order on Reconsideration, and Further Notice of Proposed Rulemaking*.

Federal Communications Commission.

**Jay Keithley,**

*Deputy Chief, Consumer & Governmental  
Affairs Bureau.*

[FR Doc. 04-24745 Filed 11-10-04; 8:45 am]

**BILLING CODE 6712-01-P**