

arrangement. In addition, commenters should discuss whether this form of split billing should be available to resellers of access service, or should be limited to customers seeking to share dedicated facilities for their own use. Commenters should also address methods to ensure that Feature Group A and B users are not double-billed for their use of the same facilities.

In addition, the Commission seeks comment on whether the type of split billing and shared network arrangements offered by NYNEX and Southwestern Bell adequately address customer needs for such arrangements. It also invites parties to comment on whether similar or modified arrangements should be offered by all LECs. Commenters should specifically address whether the "host/secondary customer of record" arrangement, under which a single IXC serves as the "host" customer of record, and is responsible for service arrangement and control, would satisfy the access customers' needs for sharing and resale of dedicated transport facilities. Commenters should also discuss how such offerings could be expanded or improved to meet customer needs. Commenters advocating that there be a single, host customer of record for the access service should specifically discuss how this split billing arrangement would apply to voice-grade access for Feature Group A and B services.

Finally, the Commission seeks comment on any other form of split billing that commenters believe would achieve the goals it has identified. Of particular interest would be any split billing prototype under consideration by the industry's OBF. Commenters who do not support a requirement that the LECs include in their tariffs procedures for offering split billing and shared network configurations should discuss alternative ways to satisfy LEC provision of these arrangements.

The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, ITS, Inc.

## 2. Procedural Matters

*Ex Parte.* This is a non-restricted notice and comment rulemaking. *Ex parte* presentations are permitted, except during the Sunshine period, provided they are disclosed as provided in the Commission's rules. See generally, 47 CFR 1.1202, 1.1203, and 1.1206(a).

### *Notice and Comment Provision.*

Notice is given of the proposed changes in the Commission's policies regarding split billing. Comment is invited on the proposals pursuant to Sections 1, 4 (i) and (j), 201-205, 218, and 403 of the Communications Act as amended, 47 U.S.C. §§ 151.1 54(i) and (j), 201-205, 218, and 403. To file formally in this proceeding, parties must file an original and five copies of all comments, reply comments, and supporting comments. Parties wanting each Commissioner to receive a personal copy of their comments must file an original plus nine copies. All comments and reply comments should be sent to the Office of the Secretary. In addition, parties should file two copies of any such pleadings with the Tariff Division, Common Carrier Bureau, Room 518, 1919 M Street, N.W., Washington, DC 20554. Comments and reply comments will be available for public inspection during regular business hours in the FCC Reference Center, Room 239, 1919 M Street, NW., Washington, DC.

*Regulatory Flexibility Act.* The Regulatory Flexibility Act of 1980 does not apply to this rulemaking proceeding because the proposed rule amendments, if promulgated, would not have a significant economic impact on a substantial number of small business entities, as defined by Section 601(3) of the Regulatory Flexibility Act. Carriers providing interstate transport services directly subject to the proposed rule amendment do not qualify as small businesses since they are dominant in their field of operation. The Commission will, however, take appropriate steps to ensure that the special circumstances of the smaller local exchange carriers are carefully considered in resolving those issues. The Secretary shall send a copy of this Supplemental Notice of Proposed Rulemaking, including the certification, to the Chief Counsel for Advocacy of the Small Business Administration in accordance with paragraph 603(a) of the Regulatory Flexibility Act. Pub.L. No. 96-354, 94 Stat. 1164, 5 U.S.C. Section 601 et seq. (1981).

Federal Communications Commission.

**William F. Caton,**

*Acting Secretary.*

[FR Doc. 95-267 Filed 1-5-95; 8:45 am]

BILLING CODE 6712-01-M

## INTERSTATE COMMERCE COMMISSION

### 49 CFR Chapter X

[Ex Parte No. MC-214]

### Petition for Rulemaking—Interlining by Motor Contract Carriers

**AGENCY:** Interstate Commerce Commission.

**ACTION:** Advance notice of proposed rulemaking.

**SUMMARY:** The Commission issues an advance notice of proposed rulemaking to examine restrictions against interlining between common and contract motor carriers. The Commission will consider whether there is a need for revisions in present rules and what revisions can be made in view of statutory restrictions. This proceeding is instituted in response to a petition asking the Commission to remove the present restrictions. Following receipt of public comments, the Commission will decide whether any changes to the present rules are warranted. If so, a notice of proposed rulemaking will be issued. Otherwise, the proceeding will be discontinued.

**DATES:** Any person interested in participating in this proceeding as a party of record may file comments by March 7, 1995.

**ADDRESSES:** Send an original and 10 copies of pleadings referring to Ex Parte No. MC-214 to: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue, NW., Washington, DC 20423.

**FOR FURTHER INFORMATION CONTACT:** Joseph H. Dettmar, (202) 927-5660. [TDD for the hearing impaired: (202) 927-5721.]

**SUPPLEMENTARY INFORMATION:** For a more detailed discussion of the current statutes and regulations, the issues raised by the petition and comments, and the information that is needed to go forward, see the Commission's separate decision in this proceeding issued today. To obtain a copy of the full decision, write to, call, or pick up in person from: Office of the Secretary, room 2215, Interstate Commerce Commission, 1201 Constitution Avenue, NW., Washington, DC 20423. Telephone: (202) 927-7428. [Assistance for the hearing impaired is available through TDD services: (202) 927-5721.]

### Regulatory Flexibility

Because this is not a notice of proposed rulemaking within the meaning of the Regulatory Flexibility

Act (5 U.S.C. 601 *et seq.*), we need not conduct at this point an examination of impacts on small business. However, we welcome any comments regarding small entity considerations embodied in that Act.

### Environmental and Energy Considerations

Issuing this notice will not significantly affect either the quality of the human environment or the conservation of energy resources because the notice merely seeks information and is not proposing any change in current rules or policy. We preliminarily conclude that, even if we subsequently decide to grant the relief sought by petitioners, an environmental assessment would not be necessary under our regulations because the proposed action would not result in changes in carrier operations that exceed the thresholds established in our regulations. See 49 CFR 1105.6(c)(2). We invite comments on the environmental and energy impacts of the proposal.

**Authority:** 49 U.S.C. 10321 and 10526, and 5 U.S.C. 553.

Decided: December 16, 1994.

By the Commission, Chairman McDonald, Vice Chairman Morgan, and Commissioners Simmons and Owen.

**Vernon A. Williams,**  
Secretary.

[FR Doc. 95-317 Filed 1-5-95; 8:45 am]

BILLING CODE 7035-01-P-M

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

#### Endangered and Threatened Wildlife and Plants; Reopening of Comment Period and Public Hearings on Proposed Rule to List the Arkansas River Basin Population of the Arkansas River Shiner as Endangered

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule; notice of public hearings and reopening of comment period.

**SUMMARY:** The Fish and Wildlife Service (Service) gives notice that three public hearings will be held on its proposal to list the Arkansas River Basin population of the Arkansas River shiner (*Notropis girardi*) as an endangered species. The Service proposed endangered status pursuant to the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 *et seq.*), for the Arkansas River Basin population of the Arkansas River

shiner on August 3, 1994 (59 FR 39532). These hearings will allow additional comments on this proposal to be submitted from all interested parties.

**DATES:** The comment period on the proposal is reopened from January 6 through February 3, 1995. The public hearings will be held from 7 to 9:30 p.m. on January 23, 1995, in Meade, Kansas; from 7 to 9:30 p.m. on January 24, 1995, in Woodward, Oklahoma; and from 7 to 9:30 p.m. on January 25, 1995, in Amarillo, Texas.

**ADDRESSES:** The January 23rd hearing will be held in the auditorium of Meade High School, 407 School Addition, Meade, Kansas; the January 24th hearing will be held in the seminar room of the High Plains Institute of Technology, 3921 34th Street, Woodward, Oklahoma; and the January 25th hearing will be held in the auditorium of the Texas A&M Regional Research and Extension Center, 6500 Amarillo Boulevard West, Amarillo, Texas. Written comments and materials should be sent to State Supervisor, Ecological Services State Office, 222 South Houston, Suite A, Tulsa, Oklahoma 74127. Comments and materials received will be available for public inspection, by appointment, during normal business hours at the above office address.

**FOR FURTHER INFORMATION CONTACT:** Ken Collins at the above office address (918/581-7458).

#### SUPPLEMENTARY INFORMATION:

##### Background

Section 4(b)(5)(E) of the Act requires that a public hearing be held on the proposal to list the Arkansas River Basin population of the Arkansas River shiner as an endangered species, if requested within 45 days of the proposal's publication in the **Federal Register**. Public hearing requests were received during the allotted time period from parties in Kansas, Oklahoma, and Texas.

Anyone expecting to make an oral presentation at these hearings is encouraged to provide a written copy of their statement to the hearing officer prior to the start of the hearing. In the event there is a large attendance, the time allotted for oral statements may have to be limited. Oral and written statements receive equal consideration. There are no limits to the length of written comments presented at these hearings or mailed to the Service.

In order to accommodate the presently scheduled public hearings, the Service extends the public comment period. Written comments may be submitted from January 6, 1995 through February 3, 1995, to the State Supervisor (see **ADDRESSES** above).

#### Author

The primary author of this document is Ken Collins (see **ADDRESSES** above).

#### Authority

The authority for this action is the Endangered Species Act (16 U.S.C. 1531 *et seq.*)

Dated: December 23, 1994.

#### John G. Rogers,

Regional Director, Fish and Wildlife Service.

[FR Doc. 95-305 Filed 1-5-95; 8:45 am]

BILLING CODE 4310-55-P

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 122294A]

#### 50 CFR Part 227

#### Listing Endangered and Threatened Species; Shortnose Sturgeon in the Kennebec River System (Maine)

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of petition finding, initiation of status review; request for comments.

**SUMMARY:** NMFS finds that a petition to remove the shortnose sturgeon (*Acipenser brevirostrum*) population in the Kennebec River system (Androscoggin, Kennebec and Sheepscot Rivers) from the Endangered Species List presents substantial information indicating that the requested action may be warranted. Therefore, NMFS is initiating a status review on the stock to determine if delisting is warranted. To ensure that this status review is complete, NMFS is soliciting information and data regarding the petitioned stock of shortnose sturgeon.

**DATES:** Comments and information must be received by March 7, 1995.

**ADDRESSES:** Copies of the petition are available from, and information should be submitted to, Chief, Habitat and Protected Resources Division, NMFS, One Blackburn Drive, Gloucester, MA 01930-2298.

**FOR FURTHER INFORMATION CONTACT:** Nancy Haley, NMFS, Northeast Region (413-253-8616); Douglas W. Beach, NMFS, Northeast Region (508-281-9254); or Margaret Lorenz, NMFS, Office of Protected Resources (301-713-1401).