

amended. Therefore, OMB review is not required.

### List of Subjects

#### 46 CFR Part 515

Freight, Harbors, Reporting and recordkeeping requirements; Warehouses.

#### 46 CFR Part 550

Maritime carriers, Reporting and recordkeeping requirements.

#### 46 CFR Part 580

Freight, Maritime carriers, Reporting and recordkeeping requirements.

#### 46 CFR Part 581

Freight, Maritime carriers, Reporting and recordkeeping requirements.

Therefore, pursuant to 5 U.S.C. 553; sections 17 and 43 of the Shipping Act, 1916 (46 U.S.C. app. 816, 841(a)); sections 2, 3, 4 and 5 of the Intercoastal Shipping Act, 1933 (46 U.S.C. app. 843, 844, 845, 845(a), 845(b), 847); sections 8, 10 and 17 of the Shipping Act of 1984 (46 U.S.C. app. 1707, 1709, 1716); Parts 515, 550, 580 and 581 of Title 46 of the Code of Federal Regulations are proposed to be amended as follows:

#### Part 515—[Removed]

Part 515 is removed.

#### Part 550—[Removed]

Part 550 is removed.

#### Part 580—[Removed]

Part 580 is removed.

#### Part 581—[Removed]

Part 581 is removed.

By the Commission.

**Joseph C. Polking**

Secretary.

[FR Doc. 95-707 Filed 1-11-95; 8:45 am]

BILLING CODE 6730-01-W

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Parts 21 and 74

[MM Docket No. 94-131 and PP Docket No. 93-253, DA 95-18]

### Filing Procedures in the Multipoint Distribution Service and in the Instructional Television Fixed Service, Including Electronic Filing and Competitive Bidding

AGENCY: Federal Communications Commission.

**ACTION:** Proposed rule; extension of time.

**SUMMARY:** This Order grants a request, filed by the Wireless Cable Association International, Inc., for an extension of time to submit comments in the above proceeding. The filing date for comments is currently January 9, 1995, and the date for filing reply comments is currently January 24, 1995. Because of the complex technical issues raised in this proceeding, the Order extends the time afforded for filing comments to January 23, 1995, and the time afforded for filing reply comments to February 7, 1995.

**DATES:** Comments must be received on or before January 23, 1995, and reply comments must be received on or before February 7, 1995.

**ADDRESSES:** Comments and reply comments may be mailed to Office of the Secretary, Federal Communications Commission, Washington, D.C. 20554.

**FOR FURTHER INFORMATION CONTACT:** Sharon Bertelsen at (202) 416-0892 or Jerianne Timmerman at (202) 416-0881, Video Services Division, Mass Media Bureau.

**SUPPLEMENTARY INFORMATION:** The complete text of the Order Granting Extension of Time for Filing Comments and Reply Comments follows. It is also available for inspection and copying during normal business hours in the FCC Reference Center, Room 239, at the Federal Communications Commission, 1919 M Street, N.W., Washington, D.C. 20554, and it may be purchased from the Commission's copy contractor, International Transcription Service, Inc., 2100 M Street, N.W., Suite 140, Washington, D.C. 20037, (202) 857-3800. This Order was adopted January 4, and released January 6, 1995.

By the Chief, Mass Media Bureau:  
1. On December 1, 1994, the Commission released a Notice of Proposed Rulemaking (Notice), FCC 94-293, 9 FCC Rcd 7665 (1994), 59 FR 63743 (Dec. 9, 1994), in this proceeding, soliciting comment on revisions to our rules and procedures that will improve the Multipoint Distribution Service (MDS) application processes. The filing date for comments is currently January 9, 1995, and the date for filing reply comments is currently January 24, 1995.

2. On January 3, 1995, the Wireless Cable Association International, Inc. (WCAI) filed a request for an extension of time to submit comments in this proceeding. WCAI requests that the time afforded interested parties to submit comments be extended by two weeks, to January 23, 1995, and the time afforded for filing reply comments be extended to

February 7, 1995. WCAI states that the Commission, in this Notice, proposes a wide variety of rule changes to govern the auctioning of MDS licenses and to regulate the provision of MDS services in the future. Of particular concern to WCAI is a possible change in the definition of protected service area for MDS stations. WCAI asserts that it has been working diligently to develop a proposal that will accommodate the Commission's goals without unduly restricting the wireless cable industry, and believes that it will be able to achieve a consensus at a quarterly meeting of the WCAI Board of Directors scheduled for January 10, 1995.

3. Pursuant to Section 1.46 of the Commission's rules, 47 CFR Section 1.46, it is our policy that extensions of time for filing comments in rulemaking proceedings shall not be routinely granted. However, under the circumstances described above, we believe that this brief extension of time to file comments and reply comments is warranted in light of the complexity of technical issues raised in this proceeding. Accordingly, it is ordered, that the request for extension of time filed by the Wireless Cable Association International, Inc. is granted, the time for filing comments in this proceeding is extended to January 23, 1995, and the time for filing reply comments in this proceeding is extended to February 7, 1995.

4. This action is taken pursuant to Sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. Sections 4(i) and 303(r), and Sections 0.204(b), 0.283 and 1.415 of the Commission's rules, 47 CFR Sections 0.204(b), 0.283 and 1.415.

Federal Communications Commission.

**Roy J. Stewart,**

Chief, Mass Media Bureau.

[FR Doc. 95-847 Filed 1-11-95; 8:45 am]

BILLING CODE 6712-01-M

## DEPARTMENT OF DEFENSE

### 48 CFR Part 231

### Defense Federal Acquisition Regulation Supplement; Internal Restructuring Costs

AGENCY: Department of Defense (DoD).

ACTION: Proposed rule with request for comments.

**SUMMARY:** The Department of Defense is proposing to amend the Defense Federal Acquisition Regulation Supplement to address the allowability of costs associated with internal restructuring activities.

**DATES:** Comments on the proposed rule should be submitted in writing at the address shown below on or before March 13, 1995, to be considered in the formulation of a final rule.

**ADDRESSES:** Interested parties should submit written comments to: Defense Acquisition Regulations Council, ATTN: Mr. Eric R. Mens, PDUSD(A&T)DP/DAR, IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax number (703) 602-0350. Please cite DFARS Case 94-D007 in all correspondence.

**FOR FURTHER INFORMATION CONTACT:** Mr. Eric Mens, (703) 602-0131.

**SUPPLEMENTARY INFORMATION:**

**A. Background**

This proposed DFARS rule supplements an interim DFARS rule which the Director of Defense Procurement issued on December 29, 1994, to implement Section 818 of the National Defense Authorization Act for Fiscal year 1995 (Public Law 103-337). The interim DFARS rule imposed restrictions on the allowability of restructuring costs associated with a business combination undertaken by a defense contractor. While the interim rule provided policies and procedures for allowing appropriate contractor costs which involve external restructuring activities, it did not address the allowability of costs associated with internal restructuring activities.

This proposed DFARS rule states that contractor costs associated with internal restructuring activities are unallowable unless allowable in accordance with FAR Part 31 and DFARS Part 231; an audit of projected restructuring costs and savings is performed; and the ACO determines that overall reduced costs should result for DoD and negotiates an advance agreement with the contractor. Unlike restructuring costs associated with external restructuring activities, certification by the Under Secretary of Defense (Acquisition & Technology) concerning projected future savings for DoD is not required for reimbursement of the costs associated with internal restructuring activities.

**B. Regulatory Flexibility Act**

The proposed rule is not expected to have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601 et seq., because most small entities are not subject to the contract cost principles in FAR Part 31 or DFARS Part 231. The contract cost principles normally apply where contract award exceeds \$500,000 and the price is based on certified cost

or pricing data. This proposed DFARS rule applies only to defense contractors which incur restructuring costs coincident to internal restructuring activities and are subject to the contract cost principles. Most contracts awarded to small entities are awarded on a competitive, fixed-price basis. An Initial Regulatory Flexibility Analysis has, therefore, not been performed. Comments are invited from small business entities and other interested parties. Comments from small entities concerning the affected DFARS Subparts will also be considered in accordance with section 610 of the Act. Such comments must be submitted separately and cite DFARS Case 94-D007 in correspondence.

**C. Paperwork Reduction Act**

The Paperwork Reduction Act (Pub. L. 96-511) does not apply because the proposed rule does not impose any additional reporting or recordkeeping requirements which require the approval of OMB under 44 U.S.C. 3501 et seq.

**List of Subjects in 48 CFR Part 231**

Government Procurement.

**Claudia L. Naugle,**

*Deputy Director, Defense Acquisition Regulations Council.*

Therefore, it is proposed that 48 CFR Part 231 be amended as follows:

1. The authority citation for 48 CFR Part 231 continues to read as follows:

**Authority:** 41 U.S.C. 421 and 48 CFR Chapter 1.

**PART 231—CONTRACT COST PRINCIPLES AND PROCEDURES**

2. Section 231.205-70 is amended by adding a new paragraph (c) (4) to read as follows:

**231.205-70 Restructuring costs.**

\* \* \* \* \*

(c) Limitations on cost allowability.

\* \* \*

(4) Restructuring costs associated with internal restructuring activities shall not be allowed unless—

(i) Such costs are allowable in accordance with FAR Part 31 and DFARS Part 231;

(ii) An audit of projected restructuring costs and restructuring savings is performed; and

(iii) The cognizant ACO reviews the audit report and the projected costs and projected savings, determines that overall reduced costs should result for

DoD, and negotiates an advance agreement with the contractor.

\* \* \* \* \*

[FR Doc. 95-764 Filed 1-11-95; 8:45 am]

BILLING CODE 5000-04-M

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**50 CFR Part 301**

[Docket No. 950106-003-5003-01; I.D. 121994A]

RIN 0648-AH01

**Pacific Halibut Fisheries; Catch Sharing Plan**

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

**ACTION:** Proposed rule and proposed catch sharing plan.

**SUMMARY:** NMFS proposes to approve and implement a 1995 Catch Sharing Plan (Plan) in accordance with the Northern Pacific Halibut Act of 1982 (Halibut Act) to allocate the total allowable catch (TAC) of Pacific halibut among treaty Indian, non-Indian commercial, and non-Indian sport fisheries off the coasts of Washington, Oregon, and California (International Pacific Halibut Commission (IPHC) Statistical Area 2A). This proposed Plan is based on the recommendations of the Pacific Fishery Management Council (Council). This action is necessary to allocate the harvestable resources among the states in a manner that responds to the dynamics and growth in a sport fishery and growth in a tribal fishery. The action is intended to allocate harvestable resources among user groups under the provisions of the Halibut Act to carry out the objectives of the IPHC and the Council.

**DATES:** Comments on the Plan must be received on or before January 19, 1995; comments on the remainder of the proposed rule must be received on or before February 20, 1995.

**ADDRESSES:** Send comments to William Stelle, Jr., Director, Northwest Region, NMFS, 7600 Sand Point Way NE, Seattle, WA 98115.

**FOR FURTHER INFORMATION CONTACT:** Joe Scordino, 206-526-6140.

**SUPPLEMENTARY INFORMATION:** The Northern Pacific Halibut Act of 1982 at 16 U.S.C. 773c provides that the Secretary of Commerce (Secretary) shall have general responsibility to carry out