

Coast Guard for publication as a "Notice to Mariners", where appropriate.

(C) When authorized by, and consistent with applicable legislation, the superintendent may issue a permit to authorize an activity otherwise prohibited or restricted under § 1.5 of this chapter.

(I) The superintendent shall include in the permit terms and conditions the superintendent deems necessary to protect park resources.

(2) [Reserved]

(D) The following are prohibited:

(1) Violating a closure, designation, use or activity restriction or condition, schedule or public use limit imposed pursuant to § 1.5 of this chapter without a permit; or,

(2) Violating a term or condition of a permit issued pursuant to paragraph (b)(3)(vii)(C)).

(E) The superintendent shall make rules for the safe and equitable use of Bartlett Cove waters and for park docks. The public shall be notified of these rules by the posting of signs or a copy of the rules at each dock.

(1) Failure to obey a sign or rule is prohibited.

(2) [Reserved]

(x) Closed waters and islands within Glacier Bay as described in paragraphs (b)(3) (iv) through (vii) of this section are described as depicted on NOAA Chart #17318 GLACIER BAY (4th Ed., Mar. 6/93).

(xi) Paragraphs (b)(3) (i) through (iii) of this section do not apply to a vessel being used in connection with federally permitted whale research or monitoring; other closures and restrictions in paragraph (b)(3) of this section do not apply to authorized persons conducting: emergency or law enforcement operations, research or resource management, park administration/supply, or other necessary patrols.

(4) Marine vessel visible emission standards. (i) The following definitions shall apply to this paragraph:

(A) *Underway* means not at berth or anchor or moored or aground.

(B) *Port* means only that area comprised by Bartlett Cove and the public dock.

(ii) Visible emissions from a marine vessel, excluding condensed water vapor, may not result in a reduction of visibility through the exhaust effluent of greater than 20 percent for a period or periods aggregating more than:

(A) Three minutes in any one hour while underway, at berth, or at anchor; or

(B) Six minutes in any one hour during initial startup of diesel-driven vessels; or

(C) 12 minutes in one hour while anchoring, berthing, getting underway or maneuvering in port.

\* \* \* \* \*

Dated: May 30, 1995.

**George T. Frampton, Jr.,**

*Assistant Secretary for Fish and Wildlife and Parks.*

[FR Doc. 95-13616 Filed 5-31-95; 3:52 pm]

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### 36 CFR Part 13

RIN 1024-AC05

#### Glacier Bay National Park, Alaska: Vessel Management Plan Regulations

**AGENCY:** National Park Service, Interior.

**ACTION:** Proposed rule; availability of environmental assessment.

**SUMMARY:** This document announces the availability of an environmental assessment (EA) prepared by the National Park Service (NPS) that describes and analyzes a proposed action and five alternatives for the Glacier Bay National Park and Preserve Vessel Management Plan.

**DATES:** Comments on the EA must be received no later than August 7, 1995. Hearing dates and locations are listed under Supplementary Information, below.

**ADDRESSES:** Comments on the EA should be submitted to the Chief, Division of Environmental Quality, National Park Service, Alaska Region, 2525 Gambell Street, Room 404, Anchorage, Alaska 99503. Copies of the Glacier Bay Vessel Management Plan/Environmental Assessment are available on request from the above address.

**FOR FURTHER INFORMATION CONTACT:** Glen Yankus, Alaska Regional Office, (907) 257-2645.

**SUPPLEMENTARY INFORMATION:** Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969 (P.L. 91-190, as amended), the NPS has prepared an EA for the Glacier Bay National Park and Preserve Vessel Management Plan. Open houses and hearings on the EA are scheduled in Alaska for the following dates and locations:

- June 19—Gustavus, School Gym, Open house (6:30 to 8 p.m.) and Hearing (8 p.m.)
- June 20—Juneau, Centennial Hall, Open house (2 to 4 p.m.) and Hearing (8 p.m.)
- June 21—Hoonah, Open house (6:30 to 8 p.m.) and Hearing (8 p.m.)
- June 22—Elfin Cove, Community Bld., Open House (6:30 to 8 p.m.) and Hearing (8 p.m.)

- June 23—Pelican, Community Hall, Open House (6:30 to 8 p.m.) and Hearing (8 p.m.)

- July 11—Anchorage, NPS Regional Office, 2525 Gambell St., Hearing (7 p.m.)

The vessel management plan responds to a continually growing demand for park visitation and vessel entries and addresses issues and concerns associated with vessel management and the park's marine environment. This document presents the proposed action, a no-action alternative, and four other alternatives and analyzes their environmental consequences.

The proposed action (Alternative 5) would optimize cruise ship visitor-use opportunities in Glacier Bay by raising cruise ship entry quotas. Seasonal entry quotas for cruise ships would increase by 72%. Seasonal entry quotas for tour boats, charter boats, and private boats would not change from those levels identified in the no-action alternative. The seasonal closure of designated wilderness waters to motor vessels would enhance wilderness recreation opportunities. Additional protection would be provided for sensitive resources (humpback whales, other marine mammals, and nesting birds) through special-use area closures and restrictions.

Dated: May 31, 1995.

**George T. Frampton, Jr.,**

*Assistant Secretary for Fish and Wildlife and Parks.*

[FR Doc. 95-13686 Filed 6-2-95; 8:45 am]

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### Bureau of Reclamation

#### 43 CFR Part 426 and 427

RIN 1006-AA32

#### Acreage Limitation and Water Conservation Rules and Regulations

**AGENCY:** Bureau of Reclamation, Interior.

**ACTION:** Notice to extend comment period.

**SUMMARY:** The Bureau of Reclamation is extending the comment period published in 60 FR 16922, Apr. 3, 1995, in response to a number of requests from the public for an extension of the comment period. The extension will allow the public more time to prepare comments concerning the proposed rulemaking, Acreage Limitation and Water Conservation Rules and Regulations.

**DATES:** Written comments for inclusion in the official record must be postmarked no later than June 26, 1995.

**ADDRESSES:** Written comments should be mailed to: Mr. Ronald J. Schuster, Westwide Settlement Manager, Bureau of Reclamation, P.O. Box 25007 (Mail Code D-5010), Denver, Colorado 80225.

Access to the dedicated toll-free telephone number 1-800-861-5443, has been extended through June 26, 1995, for those wishing to make oral comments on the rules. Comments will be recorded on tape and transcribed by a court reporter, and will be part of the official record. Statements are limited to 10 minutes and must include the commentator's name in order to be included in the official record. Address and affiliation are optional.

**FOR FURTHER INFORMATION CONTACT:** Concerning part 426, contact Richard Rizzi, Bureau of Reclamation, P.O. Box 25007 (Mail Code D-5010), Denver, Colorado 80225, telephone (303) 236-1061 ext. 235; concerning part 427, contact Craig Phillips, Bureau of Reclamation, P.O. Box 25007 (Mail Code D-5300), Denver, Colorado 80225, telephone (303) 236-1061 ext. 265.

**SUPPLEMENTARY INFORMATION:** An identical notice is published in this **Federal Register** regarding extension of comment period on the environmental impacts of the proposed rules and regulations for implementing the Reclamation Reform Act of 1982.

Dated: May 31, 1995.

**Daniel P. Beard,**  
*Commissioner.*

[FR Doc. 95-13693 Filed 6-2-95; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 76

[CS Docket No. 95-61, FCC 95-186]

#### Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice of inquiry.

**SUMMARY:** The Commission is required to report annually to Congress on the status of competition in the market for the delivery of video programming pursuant to Section 628(g) of the Communications Act of 1934, as amended. On May 4, 1995, the Commission adopted a Notice of Inquiry to solicit information from the public for

use in preparation of the annual assessment of the status of competition in the market for the delivery of video programming that is to be submitted to Congress by November 15, 1995. The Notice of Inquiry will provide parties with an opportunity to submit comments and information to be used in conjunction with publicly available information and filings submitted in relevant Commission proceedings to assess the extent of competition in the market for the delivery of video programming.

**DATES:** Comments are due by June 30, 1995, and reply comments are due by July 28, 1995.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Marcia Glauberman, Cable Services Bureau (202) 416-1184 or Martin L. Stern, Office of the General Counsel (202) 416-0865.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Inquiry in CS Docket No. 95-61, FCC 95-186, adopted May 4, 1995, and released May 24, 1995. The complete text of this Notice of Inquiry is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street NW., Washington, DC 20554, and may also be purchased from the Commission's copy contractor, International Transcription Service ("ITS, Inc."), (202) 857-3800, 2100 M Street NW., Suite 140, Washington, DC 20037.

#### Synopsis of the Notice of Inquiry

1. Section 628(g) of the Communications Act of 1934, as amended ("Communications Act"), 47 U.S.C. § 548(g), requires the Commission to deliver an annual report to Congress concerning the status of competition in the market for the delivery of video programming. The Commission submitted its first to Congress in September 1994. First Report, CS Docket No. 94-48, summarized in FR 64657 (December 15, 1994). The Commission expects to submit the 1995 Competition Report to Congress by November 15, 1995.

2. When Congress adopted the Cable Television Consumer Protection and Competition Act of 1992 ("1992 Cable Act") and added Section 628(g) to the Communications Act, it indicated a preference for competition over regulation of cable television systems. Congress found, however, that sufficient competition to local cable television systems did not exist and, as a result, cable operators had undue market

power compared to that of consumers and video programmers. Accordingly, Congress enacted the 1992 Cable Act to promote competition and to ensure that consumer interests are protected in the absence of effective competition to cable television. A critical element of this regulatory framework is to promote the emergence of competition over time by fostering the entry of alternative multichannel video programming distributors ("MVPDs"). The annual competition report to Congress provides an opportunity for the Commission to summarize the status of cable television and other video distributors, monitor changes in the competitive environment and evaluate the progress that is being made in promoting and developing a competitive marketplace for the delivery of video programming services.

3. The Notice of Inquiry ("Notice") is designed to solicit comments and information that the Commission can use to prepare its 1995 Competition Report. Specifically, the Notice requests information concerning the cable industry, existing and potential competitors to cable systems, barriers to entry by new competitors, technological advances and the prospects for increased competition in the market for the delivery of video programming. The Commission expects to use the information that is submitted by commenters to supplement publicly available information and relevant comments that have been filed in other Commission proceedings. The Notice highlights a wide range of competitive issues, and offers parties an opportunity to submit information on these issues, as well as any other information they believe is relevant to an evaluation of competition in market for the delivery of video programming.

4. The Notice begins with an overview of the 1994 Competition Report, including a summary of the framework for analyzing competition in the market for delivered video programming and the findings regarding the status of competition as of September 1994. The 1994 Competition Report's analytical framework can be summarized as follows: (1) Definition of the market; (2) analysis of the status of current and potential future participants in the market; (3) examination of the conduct of the firms in the market; (4) analysis of market structure conditions that may affect competition, with particular emphasis on impediments to competition and regulatory efforts to promote competition; and (5) evaluation of the overall economic performance of the market. In addition, on the basis of its analysis of the status of existing and potential competitors to local cable