

and adding in their place the words "in connection with the deployment of the Armed Forces of the United States, or other requirements of the nation's defense."

3. Sec. 3 is revised to read as follows:

§3 Standby agreements.

The Director, NSA, may negotiate the standard form of service agreement, specified in section 4, with port authorities on a standby basis, prior to the deployment of the Armed Forces of the United States, or other requirements of the nation's defense. In such cases, the contractor accepts the obligation to maintain a qualified incumbent in the position specified in Article 1 of the service agreement and to be prepared to furnish the resources specified in Articles 4 and 5. An agreement executed on a standby basis may become operational in connection with the deployment of the Armed Forces of the United States, or other requirements of the nation's defense. An agreement executed after the deployment of the Armed Forces of the United States, or other requirements of the nation's defense may be operational upon execution.

§4 [Amended]

4. Sec. 4, Service Agreements, is amended as follows: a. In Article 4(a), by removing the words "war effort or declared national emergency," and adding in their place the words "deployment of the Armed Forces of the United States, or other requirements of the nation's defense."

b. In Article 12, in paragraphs (b)(1) and (b)(2), by removing, in each paragraph, the words "period of war or national emergency," and adding in their place the words "deployment of the Armed Forces of the United States, or other requirements of the nation's defense."

PART 347—[AMENDED]

The authority citation for Part 347 is revised to read as follows:

Authority: The Defense Production Act of 1950, as amended (50 App. U.S.C. 2061, *et seq.*); E.O. 12656, sec. 1401(7) (53 FR 47491, 3 CFR 1988 Comp.); E.O. 12919, section 201(a), June 3, 1994, 59 FR 29525; 49 CFR 1.45(5).

By Order of the Maritime administrator.
Dated: July 24, 1995.

Joel C. Richard,

Secretary, Maritime Administration.

[FR Doc. 95-18554 Filed 7-27-95; 8:45 am]

BILLING CODE 4910-81-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 1

[CC Docket No. 92-237; FCC 95-283]

Administration of the North American Numbering Plan

AGENCY: Federal Communications Commission.

ACTION: Policy statement.

SUMMARY: On July 13, 1995, the Commission adopted a Report and Order (Order) regarding administration of the North American Numbering Plan. This document gives notice of the Order which adopted a model for administration of telephone number resources by establishing the North American Numbering Council and requiring a neutral North American Numbering Plan Administrator. This action fosters competition and new services in the telecommunications marketplace by ensuring pro-competitive and impartial administration of crucial numbering resources.

EFFECTIVE DATE: August 28, 1995.

FOR FURTHER INFORMATION CONTACT:

Mike Specht (Senior Engineer) 202-634-1816, Scott A. Shefferman (Attorney) 202-634-1952 or Elizabeth Nightingale (Attorney) 202-634-1832, Domestic Facilities Division, Common Carrier Bureau.

SUPPLEMENTARY INFORMATION: This summarizes the Commission's Report and Order in the matter of Administration of the North American Numbering Plan, (CC Docket 92-237, adopted July 13, 1995, and released July 13, 1995). The file is available for inspection and copying during the weekday hours of 9 a.m. to 4:30 p.m. in the Commission's Reference Center, room 239, 1919 M St., NW., Washington, DC, or copies may be purchased from the Commission's duplicating contractor, ITS, Inc. 2100 M St., NW., Suite 140, Washington, DC 20037, phone 202-857-3800.

Analysis of Proceeding

On September 26, 1991, the National Association of Regulatory Utility Commissioners petitioned the Commission to begin a broad inquiry into administration of the North American Numbering Plan (NANP). The NANP is the basic numbering scheme that permits interoperable telecommunications service within the United States, Canada, Bermuda and most of the Caribbean. Administration of the NANP is currently performed by

Bell Communications Research, Inc. (Bellcore), a research company owned by the seven regional Bell Operating Companies. On October 29, 1992, the Commission released a Notice of Inquiry (NOI), summarized at 57 FR 53462 (Nov. 10, 1992), to explore several long range issues related to administration of the NANP. The NOI consisted of two phases: Phase One focused on who should administer the NANP and how the administration might be improved; and Phase Two focused on Carrier Identification Codes (CIC).

On August 19, 1993, Bellcore advised the Commission that it wished to relinquish its role as NANP Administrator. On March 30, 1994, the Commission adopted a Notice of Proposed Rulemaking (NPRM), summarized at 59 FR 24103 (May 10, 1994), tentatively concluding that: (1) The Commission should select a single NANP Administrator that is a non-government entity not closely affiliated with any particular segment of the telecommunications industry; (2) the Commission should oversee the NANP Administrator; (3) the NANP Administrator should take over Bellcore's current functions, as well as administer central office (CO) codes (the second three digits in a standard ten-digit telephone number); (4) the transition to a new NANP structure should begin as soon as the new Administrator is identified, and should extend to a date at least six months after the beginning of the use of interchangeable Numbering Plan Area codes ("NPAs" or "area codes") in January 1995; and (5) the Commission should impose fees to recover costs of regulating numbering resources. Additionally, the NPRM sought comment on whether the Commission should establish a policy board to assist regulators in developing and coordinating numbering policy under the NANP. The NPRM also sought comment on whether the Federal Advisory Committee Act would apply to such a board.

The Order adopted July 13, 1995, is guided by several principles: (1) To maintain and foster an integrated approach to number administration throughout North America; (2) to provide a structure for number administration that is impartial and pro-competitive; (3) to correct the current deficiencies of the number administration structure, while maintaining the positive aspects of the current structure; and (4) to enhance Commission control and awareness of numbering issues during the transition to a competitive telecommunications industry.

The Order states that the Commission will set broad numbering policy objectives and be the final arbiter of all disputes involving United States numbering issues. The Order also establishes a North American Numbering Council (NANC), which will have broad membership and be organized under the provisions of the Federal Advisory Committee Act, 5 U.S.C., App. (1988), and will advise the Commission, guide the NANP Administrator, apply Commission policy to resolve issues arising in the administration of the NANP, and conduct initial dispute resolution of all issues. The NANP Administrator will process number resource applications and maintain administrative numbering databases. Details and additional activities of the NANP Administrator are to be determined by the NANC. The Commission will oversee the NANC, with participation from other NANP member countries. The NANC will select the NANP Administrator.

The Order concludes that the NANP Administrator should be a single, non-government entity that is not closely identified with any particular industry segment. The new NANP Administrator should take over the NANP administration functions currently performed by Bellcore. The functions associated with CO code administration, currently performed by the dominant local exchange carrier in each area code, will be centralized and performed by the new NANP Administrator. The Order states that the Commission can and should impose fees to recover its costs of regulating numbering resources and determines that the costs of the new NANP Administrator should be recovered by charging each communications provider a fee based on its gross revenue. Finally, the Order establishes a transition schedule to achieve the new structure for overall number administration.

The Order does not address various other issues raised in the NOI and the NPRM. These issues were considered unrelated to the structure for overall number administration.

Final Regulatory Flexibility Analysis

Pursuant to the Regulatory Flexibility Act of 1980, 5 U.S.C. 601, et seq., the Commission's final analysis in this Order is as follows:

I. Need and Purpose of This Action

This Report and Order addresses comments filed in response to the Notice of Proposed Rulemaking (NPRM) concerning administration of the North American Numbering Plan. The decisions and policies are necessary to

ensure an efficient administration of numbering resources.

After evaluating the comments and reply comments in this proceeding, and further examination of the impact of any rule changes on small entities, the Commission finds that the decisions and policies established in this proceeding will 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. While the decisions and policies adopted in this proceeding apply to telecommunications corporations of all sizes that are now assigned telephone numbers or that may in the future seek such assignments, the impact on small business entities served by these corporations and on small telecommunications companies will not be significant.

II. Summary of Issue Raised by the Public Comments in Response to the Initial Regulatory Flexibility Analysis

No comments were submitted in direct response to the Initial Regulatory Flexibility Analysis.

III. Significant Alternatives Considered

The NPRM requested comments on several issues. The Commission has considered all comments and has determined that its numbering policies are best served by the policies adopted herein.

Ordering Clauses

1. Accordingly, *It is Ordered*, that pursuant to authority contained in Sections 1, 4(i), 4(j), 7, 201-205 and 403 of the Communications Act of 1934, as amended, 47 U.S.C. 151, 154(i), 154(j), 157, 201-205, and 403, that the decisions and policies adopted herein shall be effective on August 28, 1995.

List of Subjects in 47 CFR Part 1

Communications common carriers, Telecommunications.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 95-18453 Filed 7-27-95; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 92-291; RM-8133]

Radio Broadcasting Services; Cambridge and St. Michaels, MD

AGENCY: Federal Communications Commission.

ACTION: Final rule; petition for reconsideration.

SUMMARY: The Commission denies the petition filed by CWA Broadcasting, Inc. for reconsideration of the *Report and Order* in MM Docket 92-291, 59 FR 32177, June 22, 1994. In that proceeding, CWA Broadcasting, Inc., the permittee of Station WFBR, Cambridge, Maryland, requested the reallocation of Channel 232A to St. Michaels, Maryland, and modification of the construction permit for Station WFBR to specify St. Michaels as the new community of license. The proposal was denied because it violated a policy that the Commission will not accept petitions to change the community of license before or during the first year of station operation when a permittee or licensee received in a comparative hearing a decisionally significant preference. CWA has not shown that this policy was improperly applied to its rulemaking proposal.

FOR FURTHER INFORMATION CONTACT:

Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

Federal Communications Commission.

Douglas W. Webbink,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-18559 Filed 7-27-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 92-247; RM-8098]

Radio Broadcasting Services; Christiansted, VI

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Clayton Knight, allots Channel 285A at Christiansted, Virgin Islands, as its fifth local commercial FM transmission service. See 57 FR 55216, November 24, 1992. Channel 285A can be allotted to Christiansted in compliance with the Commission's minimum distance separation requirements with a site restriction of 8.0 kilometers (5.0 miles) west. The coordinates for Channel 285A at Christiansted are North Latitude 17-45-00 and West Longitude 64-46-50. With this action, this proceeding is terminated.

DATES: Effective September 8, 1995. The window period for filing applications will open on September 8, 1995, and close on October 10, 1995.