

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.

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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:

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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.