

Sate/location	Communi- ty No.	Effective date of eligibility	Current effective map date
Brookville, town of, Franklin County .....	180069	.....do .....	Do.
Cedar Grove, town of, Franklin County .....	180304	.....do .....	Do.
Franklin County, unincorporated areas .....	180068	.....do .....	Do.
Michigan: Montrose, township of, Genessee County .....	260399	.....do .....	Do.
Ohio: Napoleon, city of, Henry County .....	390266	.....do .....	Do.
Wisconsin: Washburn, city of, Bayfield County .....	550019	.....do .....	Do.
<b>Region VIII</b>			
Utah: Davis County, unincorporated areas .....	490038	.....do .....	Do.
<b>Regular Program Conversions</b>			
<b>Region II</b>			
New York:			
Schroon, town of, Essex County .....	361158	November 16, 1995 .....	11-16-95.
		Suspension Withdrawn	
Wilmington, town of, Essex County .....	361161	.....do .....	Do.
<b>Region III</b>			
Pennsylvania:			
Allenport, borough of, Washington County .....	420845	.....do .....	Do.
Belle Vernon, borough of, Fayette County .....	420457	.....do .....	Do.
Brownsville, borough of, Fayette County .....	420458	.....do .....	Do.
Brownsville, township of, Fayette County .....	421621	.....do .....	Do.
Marion Center, borough of, Indiana County .....	420503	.....do .....	Do.
Stroud, township of, Monroe County .....	420693	.....do .....	Do.
<b>Region V</b>			
Illinois: Mill Creek, village of, Union County .....	170659	.....do .....	Do.
Indiana: Carmel, city of, Hamilton County .....	180081	.....do .....	Do.
Ohio:			
Laurelville, village of, Hocking County .....	390273	.....do .....	Do.
Meigs county, unincorporated areas .....	390387	.....do .....	Do.
Wisconsin: Clintonville, city of, Waupaca County .....	550494	.....do .....	Do.
<b>Region VI</b>			
Louisiana:			
Grant County, unincorporated areas .....	220076	.....do .....	Do.
New Roads, town of, Pointe Coupee Parish .....	220144	.....do .....	Do.
Pointe Coupee Parish, unincorporated areas .....	220140	.....do .....	Do.
Oklahoma: Comanche, city of, Comanche County .....	400008	.....do .....	Do.
<b>Withdrawn</b>			
Oklahoma: Delaware Tribe of Western Oklahoma, Caddo County.	40052	Oct. 18, 1985, Emerg; Jan. 18, 1988, Reg; Dec. 16, 1992, Susp; Feb. 18, 1993, Rein; Nov. 20, 1995, With.	9-27-91.

<sup>1</sup> The City of Buellton has adopted by reference Santa Barbara County's Flood Insurance Study (FIS) and Flood Insurance Rate Map (FIRM) for floodplain management and insurance purposes dated 6-3-92. (Santa Barbara County's CID number is 060331; panels number 554, 555, 556 and 558).

<sup>2</sup> The City of DeWitt has adopted by reference Clinton County's FIRM dated 9-1-90, for floodplain management and insurance purposes. (Panels 21 and 13). Clinton County's CID number is 190859.

Code for reading third column: Emerg.—Emergency; Reg.—Regular; Rein.—Reinstatement; Susp.—Suspension; With.—Withdrawn.

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Issued: December 15, 1995.  
Robert H. Volland,  
*Acting Deputy Associate Director, Mitigation  
Directorate.*  
[FR Doc. 95-30965 Filed 12-19-95; 8:45 am]  
**BILLING CODE 6718-05-P**

**FEDERAL COMMUNICATIONS  
COMMISSION**

**47 CFR Part 73**

**[MM Docket No. 95-113; RM-8664, RM 8697]**

**Radio Broadcasting Services; Salem  
and New Martinsville, WV**

**AGENCY:** Federal Communications  
Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of Salem-Teikyo University, allots Channel 277A at Salem, West Virginia, as the community's second local FM transmission service (RM-8664). See 60 FR 39141, August 1, 1995. We also, at the request of Seven Ranges Radio Company, Inc., allot the counterproposal for Channel 258A at New Martinsville, West Virginia, as its second local FM transmission service (RM-8697). Channel 277A can be allotted to Salem in compliance with the Commission's minimum distance separation requirements without the imposition of a site restriction. The coordinates for Channel 277A at Salem are North Latitude 39-17-00 and West Longitude 80-34-00. Additionally, Channel 258A can be allotted to New

Martinsville in compliance with the Commission's minimum distance separation requirements without the imposition of a site restriction. The coordinates for Channel 258A at New Martinsville are North Latitude 39-38-36 and West Longitude 80-51-36. See Supplementary Information, *infra*.

**DATES:** Effective January 29, 1996. The window period for filing applications will open on January 29, 1996 and close on February 29, 1996.

**FOR FURTHER INFORMATION CONTACT:** Sharon P. McDonald, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MM Docket No. 95-113, adopted November 27, 1995, and released December 15, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Since Salem and New Martinsville are located within 320 kilometers (200 miles) of the U.S.-Canadian border, concurrence of the Canadian government has been obtained. With this action, this proceeding is terminated.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### **PART 73—[AMENDED]**

1. The authority citation for part 73 continues to read as follows:

Authority: Sections 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

#### **§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under West Virginia, is amended by adding Channel 277A at Salem, and by adding Channel 258A at New Martinsville.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-30897 Filed 12-19-95; 8:45 am]

BILLING CODE 6712-01-F

#### **47 CFR Part 100**

[IB Docket No. 95-168; PP Docket No. 93-253; FCC 95-507]

#### **Direct Broadcast Satellite Service**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** On December 14, 1995, the Federal Communications Commission adopted a Report and Order in which it adopted a number of new rules and policies for the Direct Broadcast Satellite ("DBS") service, including the use of competitive bidding to resolve mutually exclusive applications for DBS resources. As part of its decision in *Advanced Communications Corporation*, FCC 95-428 (released October 18, 1995), the Commission reclaimed for the public 51 channels of DBS spectrum at two orbital locations (27 channels at 110° W.L. and 24 channels at 148° W.L.) that had previously been assigned to Advanced Communications Corporation ("ACC"). The Commission adopts rules and policies in the DBS service in order to update the current "interim" rules and to reassign, through a competitive bidding process, channels at orbital locations previously assigned to ACC.

**EFFECTIVE DATE:** January 19, 1996.

**FOR FURTHER INFORMATION CONTACT:** Suzanne Hutchings or Bill Wiltshire, International Bureau, (202) 418-0420; or Diane Conley, Wireless Telecommunications Bureau, (202) 418-0660.

**SUPPLEMENTARY INFORMATION:** This summarizes the Commission's Report and Order in IB Docket No. 95-168; PP Docket No. 93-253; FCC 95-507, adopted on December 14, 1995, and released on December 15, 1995. The complete text of this Report and Order ("Order") is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street NW., Washington, D.C., and also may be purchased from the Commission's copy contractor, International Transcription Service, (202) 857-3800, 2100 M Street NW., Suite 140, Washington, D.C. 20037. This Order contains new or modified information collections subject to the Paperwork Reduction Act of 1995 ("PRA"), Pub. L. 104-13, which were proposed in the NPRM and submitted to the Office of Management and Budget ("OMB") for approval. The Commission received no comments on the proposed information collections, and therefore adopts them as originally proposed. The effective date of the new and modified

rules being adopted falls after the deadline for OMB action under the PRA.

Synopsis of the Report and Order

#### *I. Introduction*

1. Over six years ago, in *Continental Satellite Corporation*, 4 FCC Rcd 6292 (1989), the Commission stated that existing DBS permittees would have first right to additional channel assignments upon surrender or cancellation of a DBS construction permit. The Notice of Proposed Rulemaking ("NPRM") in this proceeding, 60 FR 55822 (Nov. 3, 1995), tentatively concluded that this reassignment policy no longer serves the public interest, and accordingly proposed to use competitive bidding when the Commission has received mutually exclusive applications for reassignment of such DBS resources. Specifically, the NPRM proposed to auction two large blocks of channels that are currently available at two orbital locations. In addition, the NPRM proposed new service rules that would: (1) impose performance criteria intended to ensure that DBS resources are utilized in a timely manner; (2) guard against potential anticompetitive conduct by DBS providers; and (3) ensure timely DBS service to Alaska and Hawaii. The NPRM also requested comment on our existing policy governing the extent to which DBS resources may be put to alternative uses.

2. The Commission concludes that the public interest is no longer served by the *pro rata* methodology established in *Continental* for reassigning reclaimed DBS channels. Accordingly, the Commission adopts new rules for reassigning DBS resources. In the Order, the Commission finds that it has the statutory authority to auction DBS construction permits if the Commission receives mutually exclusive applications, and that the objectives of Section 309(j) of the Communications Act, 47 U.S.C. 309(j), would be served by doing so. Specifically, under the Order the Commission will auction two DBS construction permits: one for all 28 channels now available at the 110° W.L. orbital location (27 channels from ACC plus 1 channel that was never assigned), and another for all 24 channels now available at the 148° W.L. orbital location. The NPRM proposed to employ an oral outcry auction to award construction permits for these channel blocks. The Commission has instead determined that these two permits should be awarded through a sequential multiple round electronic auction. Other auction designs may be used for future DBS auctions.