

PART 114—[REMOVED]

3. Part 114 is removed.

PART 117—[AMENDED]

4. The authority citation for part 117 continues to read as follows:

Authority: Secs. 311 and 501(a), Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.), ("the Act") and E.O. 11735 superseded by E.O. 12777 56 FR 54757.

§ 117.22 [Removed]

5. Section 117.22 is removed.

[FR Doc. 96-5710 Filed 3-8-96; 8:45 am]

BILLING CODE 6560-50-P

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[MM Docket No. 87-433; RM-5994 and RM-6181]

Radio Broadcasting Services; Barnesboro, Brookville, Indiana, Johnsonburg, Punxsutawney, PA

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Strattan Broadcasting, licensee of Station WMKX(FM), Channel 240A, Brookville, Pennsylvania, grants Strattan's rule making petition (RM-5994) seeking the upgrade of its Class A channel in Brookville on non-adjacent Channel 288B1. See *Notice of Proposed Rule Making*, 52 FR 39254 (October 21, 1987). The Commission dismisses the counterproposal (RM-6181) of Renda Radio, Inc., licensee of Station WPXZ-FM, Channel 288A, Punxsutawney, Pennsylvania. The Commission also allots Channel 277B1 as an alternative equivalent channel at Brookville, as requested by Strattan in its comments. To accommodate these allotments to Brookville, we also order four channel substitutions: Channel 281A in lieu of Channel 288A at Punxsutawney, Pennsylvania, and the modification of the authorization of Station WPXZ-FM accordingly; Channel 263A in lieu of Channel 277A at Johnsonburg, Pennsylvania; Channel 223A in lieu of Channel 276A at Indiana, Pennsylvania; and Channel 228A for Channel 223A at Barnesboro, Pennsylvania. See Supplemental Information, *infra*.

DATES: Effective April 18, 1996. The window period for filing applications will open on April 18, 1996 and close on May 20, 1996.

FOR FURTHER INFORMATION CONTACT: J. Bertron Withers, Jr., Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 87-433, adopted February 16, 1996 and released March 4, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

The Commission orders modification of the licenses of Station WMKX(FM), Brookville, to specify operation on Channel 288B1; of Station WPXZ-FM, Punxsutawney, to specify operation on Channel 281A; and of Station WQMU, Indiana, to specify operation on Channel 223A. Channel 288B1 can be allotted to Brookville in compliance with the Commission's spacing requirements at coordinates North Latitude 41-09-36 and West Longitude 79-04-54. Channel 277B1 can also be allotted to Brookville in compliance with the Commission's spacing requirements at coordinates North Latitude 41-02-12 and West Longitude 79-06-06. Channel 263A can be allotted to Johnsonburg in compliance with the Commission's spacing requirements at either a site located at coordinates North Latitude 41-29-24 and West Longitude 78-40-36. With this action, the 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: Secs 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Pennsylvania, is amended by adding Channel 288B1 and Channel 277B1 and removing Channel 240A at Brookville; by adding Channel 281A and removing Channel 288A at Punxsutawney; by adding Channel 263A and removing Channel 277A at Johnsonburg; adding Channel 223A and removing Channel 276A at Indiana; and

by adding Channel 228A and removing Channel 223A at Barnesboro.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 96-5429 Filed 3-8-96; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 76

[CS Docket No. 96-40; FCC 96-84]

Telecommunications Act of 1996

AGENCY: Federal Communications Commission.

ACTION: Interim rule.

SUMMARY: This Order establishes interim rules to implement Section 641 of the Communications Act, including establishing the hours of the day when a significant number of children are likely to view sexually explicit adult programming or other indecent programming on any channel of the service of a multichannel video programming distributor primarily dedicated to sexually-oriented programming if such programming is not fully blocked or fully scrambled. Section 505 of the Telecommunications Act directs the Commission to establish these hours. In this Order, the Commission determines that the hours of 6 a.m. to 10 p.m. are the hours when such programming may not be shown if not fully scrambled or fully blocked.

EFFECTIVE DATE: March 11, 1996.

FOR FURTHER INFORMATION, CONTACT: Meryl S. Icové, Cable Services Bureau, (202) 416-0800.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Order in CS Docket No. 96-40, FCC 96-84, adopted March 4, 1996 and released March 5, 1996. The complete text of this Order is available for inspection and copying during normal business hours in the FCC Reference Center (room 239), 1919 M Street, NW., Washington, DC, and also may be purchased from the Commission's copy contractor, International Transcription Services, Inc. ("ITS Inc.") at (202) 587-3800, 2100 M Street, NW., Suite 140, Washington, DC 20017.

Synopsis of Order

1. On February 8, 1996, the Telecommunications Act of 1996 ("1996 Act"), Pub. L. No. 104-104, 110 Stat. 56 (1996), was enacted. Section 505 of the 1996 Act amends the Communications Act by adding a new Section 641, entitled "Scrambling of Sexually Explicit Adult Video Service