

Shingletown are 40-29-36 and 121-53-12. With this action, the proceeding is terminated.

**DATES:** Effective September 9, 1996. The window period for filing applications will open on September 9, 1996, and close on October 10, 1996.

**FOR FURTHER INFORMATION CONTACT:** Nancy Joyner, Mass Media Bureau, (202) 418-2180. Questions related to the window application filing process for Channel 241A at Shingletown, California, should be addressed to the Audio Services Division, (202) 418-2700.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MM Docket No. 95-51, adopted July 19, 1996, and released July 26, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's 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, located at 1919 M Street, NW., Room 246, or 2100 M Street, NW., Suite 140, Washington, DC 20037.

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, as amended.

#### **§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under California, is amended by adding Channel 241A at Shingletown.

Federal Communications Commission.

John A. Karousos,

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

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#### **47 CFR Part 90**

[PR Docket No. 92-235, DA 96-1173]

#### **Type Acceptance of Private Land Mobile Radios**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; suspension of effectiveness of compliance date.

**SUMMARY:** On June 15, 1995, the Commission adopted a *Report and Order (R&O)* to promote more efficient use of the private land mobile radio spectrum. This *R&O* established a narrowband channel plan and a transition schedule which facilitates the transition to narrowband technology through the type acceptance process rather than by requiring users to replace existing systems. Specifically, the Commission's rules state that on or after August 1, 1996, type acceptance only will be granted for equipment capable of operating on a channel bandwidth of 12.5 kHz or less or equipment that operates on a channel bandwidth of up to 25 kHz if certain narrowband efficiency standards are met. The Commission has received twenty-four petitions for reconsideration and clarification of rules adopted in the *R&O*. Several petitioners ask for reconsideration of the rules relating to the type acceptance dates. The Commission has not yet ruled on these petitions for reconsideration. Therefore, the Commission, on its own motion and in the public interest, is suspending the effectiveness of the August 1, 1996, transition date pending action on the petitions for reconsideration filed in this proceeding.

**EFFECTIVE DATE:** July 23, 1996.

**FOR FURTHER INFORMATION CONTACT:** Ira Keltz of the Wireless Telecommunications Bureau at (202) 418-0616.

#### **SUPPLEMENTARY INFORMATION:**

Adopted: July 22, 1996.

Released: July 23, 1996.

1. On June 15, 1995, the Commission adopted a *Report and Order (R&O)* in the above-captioned proceeding to promote more efficient use of the private land mobile radio spectrum in the 150-174 MHz VHF band, and in the 421-430 MHz, 450-470 MHz, and 470-512 MHz UHF bands (60 FR 37152, July 19, 1995). In this *R&O*, the Commission, among other things, adopted a narrowband channel plan and a transition schedule. This transition schedule does not require users to replace existing systems. Rather, it facilitates the transition to narrowband technology through the type acceptance process. Specifically, Section 90.203(j) of the Commission's rules, 47 CFR § 90.203(j), states that on or after August 1, 1996, type acceptance only will be granted for equipment capable of operating on a channel bandwidth of 12.5 kHz or less or equipment that

operates on a channel bandwidth of up to 25 kHz if certain narrowband efficiency standards are met. This Order suspends the August 1, 1996, compliance date in Section 90.203(j) of the Commission's rules.

2. The Commission has received twenty-four petitions for reconsideration and clarification of various decisions and technical rules adopted in the *R&O*. Several petitioners asked for reconsideration of the rules relating to the type acceptance implementation dates. The Commission has not yet ruled on these petitions for reconsideration.

3. Should the Commission ultimately decide to modify the rules relating to the type acceptance implementation dates, some licensees could be irreparably harmed by application of Section 90.203(j) of the Commission's rules prior to our action on reconsideration. Therefore, on our own motion and in the public interest, we are issuing a temporary stay of the effectiveness of the scheduled August 1, 1996 transition date. By this action, we will not require compliance with Section 90.203(j) of the Commission's rules until the Commission acts on the pending petitions for reconsideration. Until further notice from the Commission, type acceptance for equipment designed to operate on a channel bandwidth up to 25 kHz will continue to be granted.

4. Accordingly, it is hereby ordered, pursuant to the authority delegated in Sections 0.131 and 0.331 of the Commission's rules 47 CFR §§ 0.131 and 0.331, that the effectiveness of the compliance date in Section 90.203(j) of the Commission's rules, which require radios type accepted after August 1, 1996, to be capable of operating on a channel bandwidth of 12.5 kHz or less or meet certain narrowband efficiency standards is suspended pending Commission action on the petitions for reconsideration filed in this proceeding.

List of Subjects in 47 CFR Part 90

Communications equipment, Federal Communications Commission, Radio.

Federal Communications Commission.

Michele C. Farquhar,

Chief, Wireless Telecommunications Bureau.

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