

Imperial Center, Research Triangle Park, North Carolina, telephone (919) 941-5050.

**Subcommittee Meeting.** The Subcommittee meeting will be held at the Sheraton Imperial Hotel & Convention Center, Imperial Center, Research Triangle Park, North Carolina [(919) 941-5050].

**GENERAL INFORMATION: Public Hearing.** Seating will be available for approximately 60 persons on a first-come, first-served basis. Persons wishing to make oral presentations at the public hearing should contact EPA as indicated below in the **FOR FURTHER INFORMATION CONTACT** section. The order of presentation will be based on the order in which EPA receives requests to speak. Written statements in lieu of, or in addition to, oral testimony are encouraged and may be any length. Individuals will be given an opportunity to register for an opportunity to speak, as time allows, beginning at 9:00 a.m. on the day of the public hearing. If necessary, oral presentations will be time limited.

**Subcommittee Meeting.** Although open to the public; general seating will be available for approximately 60 persons (in addition to that allocated for the Subcommittee) on a first-come, first-served basis. There will be a limited opportunity for public remarks at the Subcommittee meeting and any member of the public may submit a written statement for consideration by the Subcommittee. To ensure that written public statements are provided to the Subcommittee prior to the scheduled meeting they should be mailed to David Solomon, the Designated Federal Official for this FACA subcommittee, at the Information Transfer and Program Integration Division (MD-12), Office of Air Quality Planning and Standards, U.S. EPA, Research Triangle Park, North Carolina 27711.

**FOR FURTHER INFORMATION CONTACT:** Dennis Crumpler, Information Transfer and Program Integration Division (MD-12), Office of Air Quality Planning and Standards, U.S. EPA, Research Triangle Park, North Carolina 27711, telephone (919) 541-0871, telefax (919) 541-5509. Persons wishing to make oral presentations at the public hearing, or seeking further information, should contact Cynthia Baines at (919) 541-5319, telefax (919) 541-5509.

**SUPPLEMENTARY INFORMATION:** On July 23, 1996 at 61 FR 38249, the EPA proposed substantial changes to the major NSR program, a preconstruction permitting program required by the Clean Air Act, that regulates the construction and modification of major

stationary sources of air pollution. In that document the EPA announced that the public hearing for the proposed rulemaking would be held in the Research Triangle Park, North Carolina, on September 23, 1996—the date 60 days from the date of publication of the Federal Register notice of proposed rulemaking.

In the same document, EPA indicated that it planned to convene a meeting of the NSR Subcommittee in conjunction with the public comment period to review the proposed rulemaking, but no date or location for that meeting was announced at the time of publication. Subsequent to the publication date of the proposed rulemaking, EPA concluded that (1) it would be desirable to hold the public hearing and the Subcommittee meeting in sequence because many participants would be interested in attending both sessions; and (2) due to other scheduling conflicts, the Subcommittee meeting could not be held on September 24, 1996—the day following the original date of the public hearing.

It was determined that most feasible dates for scheduling both meetings jointly would be September 16 and 17, 1996. Consequently, EPA has decided to reschedule the date of the public hearing so that the two sessions could be scheduled in sequence in order to reduce the burden of duplicative travel-related activities for interested participants. By holding the comment period open the EPA intends to provide an opportunity for the submission of rebuttal and supplementary information relative to comments and questions raised in either the public hearing or Subcommittee meeting.

The tentative Subcommittee meeting agenda is to review the proposed NSR Reform revisions by topic area as follows:

8:30–10:30 a.m.—NSR applicability criteria  
 10:30–12:00—noon—NSR technology requirements  
 12:00–1:00 p.m.—Lunch  
 1:00–2:00 p.m.—Class I protection requirements  
 2:00–3:00 p.m.—Miscellaneous reforms  
 3:00–4:00 p.m.—1990 Clean Air Act Implementing Revisions  
 4:00 p.m.—Adjourn

Time for breaks and public response will be incorporated. An agenda will be provided at the meeting.

**INSPECTION OF DOCUMENTS:** Documents related to the NSR Reform Rulemaking, are available for public inspection in EPA Air Docket No. A-90-37. Transcripts of the public hearing and Subcommittee meeting will also be

available for public inspection in the same docket. The docket is available for public inspection and copying between 8:30 a.m. to 12 noon and 1:30 to 3:30 p.m., weekdays, at EPA's Air Docket (6102), Room M-1500, 401 M Street, SW., Washington, DC 20460. A reasonable fee may be charged for copying.

Approximately 3–4 weeks after the public hearing and Subcommittee meeting, a transcript of each meeting will also be available to the public through the Office of Air Quality Planning And Standards Technology Transfer Network (the TTN). Access to the TTN, via a computer and communications software, may be obtained by dialing (919) 541-5742. For assistance in accessing the TTN, contact the TTN Help Desk at (919) 541-5384 in Research Triangle Park, North Carolina, 1:00 p.m. to 5:00 p.m. eastern standard time.

Dated: August 15, 1996.

John S. Seitz,

Director, Office of Air Quality Planning and Standards.

[FR Doc. 96-21281 Filed 8-19-96; 8:45 am]

BILLING CODE 6560-50-P

---

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Chapter I

[CC Docket No. 96-115; FCC 96-329]

#### Implementation of the Telecommunications Act of 1996: Telecommunications Carriers' Use of Customer Proprietary Network Information and Other Customer Information; Use of Data Regarding Alarm Monitoring Service Providers

**AGENCY:** Federal Communications Commission.

**ACTION:** Termination of rulemaking.

---

**SUMMARY:** On May 17, 1996, the Commission released a Notice of Proposed Rulemaking (NPRM) regarding certain customer information provisions in the Telecommunications Act of 1996 (1996 Act). In addition to addressing the customer proprietary network information (CPNI) and subscriber list information provisions set out in the 1996 Act, the NPRM also sought comment regarding how to implement the restrictions on use of alarm monitoring data established by new Section 275(d) of the Communications Act of 1934, as amended. Section 275(d) directed the Commission to issue any regulations necessary to enforce its provisions within six months after

enactment of the 1996 Act. Based on the record, we conclude that no regulations are necessary at this time to implement or enforce Section 275(d). The intended effect of this Report and Order is to document and explain that conclusion.

**FOR FURTHER INFORMATION CONTACT:**

Blaise Scinto, Attorney, Common Carrier Bureau, Policy and Program Planning Division, (202) 418-1380, or Radhika Karmarkar, Attorney, Common Carrier Bureau, Policy and Program Planning Division, (202) 418-1628.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Report and Order adopted August 6, 1996, and released August 7, 1996. The full text of this Report and Order is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M St., N.W., Washington, DC. The complete text also may be obtained through the World Wide Web, at <http://www.fcc.gov/Bureaus/CommonCarrier/Orders/fcc96329.wp>, or may be purchased from the Commission's copy contractor, International Transcription Service, Inc., (202) 857-3800, 2100 M St., N.W., Suite 140, Washington, DC 20037.

**Synopsis of Report and Order**

We conclude that Section 275(d) of the Communications Act of 1934, as amended, restricts LEC personnel from using information regarding "the occurrence or content of calls received by providers of alarm monitoring services" for the purpose of marketing their own alarm monitoring service, or an alarm monitoring service offered by another affiliated or unaffiliated entity. Information on the occurrence of such calls may constitute CPNI, if it is made available to the LEC solely by virtue of the customer-carrier relationship. We affirm our tentative conclusion that, even if a carrier has received customer authorization to obtain access to CPNI pursuant to Section 222(c)(1) of the Communications Act of 1934, as amended, such authorization does not extend to any CPNI subject to the Section 275(d) ban, namely information concerning the occurrence of calls received by alarm monitoring service providers used for marketing purposes. We conclude that no regulations are necessary at this time to implement or enforce Section 275(d).

**Regulatory Flexibility Analysis**

As required by Section 603 of the Regulatory Flexibility Act, 5 U.S.C. 603 (RFA), an Initial Regulatory Flexibility Analysis was incorporated in the NPRM in this proceeding (61 FR 26483 (May 28, 1996)). The Commission sought

written public comments on the proposals in the NPRM, including the Initial Regulatory Flexibility Analysis. Because the Commission is not adopting any regulations at this time to enforce Section 275(d) of the 1996 Act, no further Regulatory Flexibility Analysis is required at this time.

**Paperwork Reduction Act**

As required by the Paperwork Reduction Act of 1995, Public Law 104-13, the NPRM in this proceeding sought comment from the general public and the Office of Management and Budget regarding the information collections contained in the NPRM. Because the Commission is not adopting any regulations to enforce Section 275(d) of the 1996 Act, no further Paperwork Reduction analysis is required at this time.

Accordingly, it is ordered that, pursuant to Sections 1, 4, and 275 of the Communications Act of 1934, as amended, 47 U.S.C. 151, 154, and 275, the report and order is hereby adopted.

Federal Communications Commission.

William F. Caton,

*Acting Secretary.*

[FR Doc. 96-21095 Filed 8-19-96; 8:45 am]

BILLING CODE 6712-01-P

**47 CFR Part 73**

[MM Docket No. 96-168, RM-8836]

**Radio Broadcasting Services; Weaverville, CA**

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed on behalf of Terry L. Dunning, requesting the allotment of FM Channel 299A to Weaverville, California, as that community's second local FM transmission service. Coordinates used for this proposal are 40-44-00 and 122-56-24.

**DATES:** Comments must be filed on or before September 30, 1996, and reply comments on or before October 15, 1996.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Richard A. Helmick, Esq., Cohn and Marks, 1333 New Hampshire Ave., NW., Suite 600, Washington, DC 20036.

**FOR FURTHER INFORMATION CONTACT:**

Nancy Joyner, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-168, adopted August 2, 1996, and released August 9, 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, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, See 47 CFR 1.415 and 1.420.

**List of Subjects in 47 CFR Part 73**

Radio broadcasting.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 96-21220 Filed 8-19-96; 8:45 am]

BILLING CODE 6712-01-F

**47 CFR Part 73**

[MM Docket No. 96-81; RM-8776]

**Radio Broadcasting Services; Rosalia, KS**

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule; dismissal.

**SUMMARY:** This action dismisses a petition for rule making filed by Randall L. Hughes requesting the allotment of Channel 234A to Rosalia, Kansas. See 61 FR 18712, April 29, 1996. No comments were received at the Commission stating an intention to file an application for Channel 234A at Rosalia, Kansas. It is Commission policy to refrain from allotting a channel absent an expression of interest. With this action, this proceeding is terminated.