

shall display prominently in the upper right hand corner of the letter of transmittal a statement that the filing is made pursuant to that section and whether it is being filed on 7- or 15-days' notice.

(e) In addition to the requirements set forth in paragraph (a) of this section, any carrier filing a new or revised tariff made on 15 days' notice or less shall include in the letter of transmittal, the name, room number, street address, telephone number, and facsimile number of the individual designated by the filing carrier to receive personal or facsimile service of petitions against the filing as required under § 1.773(a)(4) of this chapter.

6. Section 61.49 is amended by adding new paragraph (l) to read as follows:

§ 61.49 Supporting information to be submitted with letters of transmittal for tariffs of carriers subject to price cap regulation.

* * * * *

(l) In accordance with §§ 61.41 through 61.49, local exchange carriers subject to price cap regulation that elect to file their annual access tariff pursuant to section 204(a)(3) of the Communications Act shall submit supporting material for their interstate annual access tariffs, absent rate information, 90 days prior to July 1 of each year.

7. New section 61.51 is added to part 61 under the heading "Specific Rules for Tariff Publications" to read as follows:

§ 61.51 LEC tariff filings requirements pursuant to section 204(a)(3) of the Communications Act.

(a) Local exchange carriers may file tariffs pursuant to section 204(a)(3) of the Communications Act. Such tariffs shall be filed in accordance with the notice periods set forth in § 61.58(d).

(b) Local exchange carriers may elect not to file any tariffs pursuant to section 204(a)(3) of the Communications Act that may be eligible for filing under that section. Any such tariffs not filed pursuant to section 204(a)(3) of the Communications Act shall be filed in accordance with the notice requirements of §§ 61.23 and 61.58.

(c) Local exchange carrier tariff filings pursuant to section 204(a)(3) must comply with the requirements of §§ 61.38, 61.39, and 61.41 through 61.50.

(d) Local exchange carriers subject to price cap regulation that elect to file their annual access tariff pursuant to section 204(a)(3) of the Communications Act shall submit support material for

their interstate annual access tariffs, in accordance with § 61.49(l).

8. Section 61.52 is amended by adding new paragraph (c) to read as follows:

§ 61.52 Form, size, type, legibility, etc.

* * * * *

(c) Local exchange carriers shall file all tariff publications and associated documents, such as transmittal letters, requests for special permission, and cost support documents, electronically in accordance with the requirements established by the Chief, Common Carrier Bureau.

9. Section 61.58 is amended by revising paragraph (a)(2), redesignating paragraphs (d) and (e) as paragraphs (e) and (f), and adding new paragraph (d) to read as follows:

§ 61.58 Notice requirements.

(a) * * *

(2) Except for tariffs filed pursuant to section 204(a)(3) of the Communications Act, the Chief, Common Carrier Bureau, may require the deferral of the effective date of any tariff filing made on less than 120-days' notice, so as to provide for a maximum of 120-days' notice, or of such other maximum period of notice permitted by section 203(b) of the Communications Act, regardless of whether petitions under § 1.773 of this chapter have been filed.

* * * * *

(d) *Tariffs filed pursuant to section 204(a)(3) of the Communications Act.* Local exchange carriers filing tariffs pursuant to section 204(a)(3) of the Communications Act may file the tariff on 7-days' notice if it proposes only rate decreases. Any other tariff filed pursuant to section 204(a)(3) of the Communications Act, including those that propose a rate increase or any change in terms and conditions of service other than a rate change, shall be filed on 15-days' notice.

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47 CFR Part 73

[MM Docket No. 93-316, RM-8403, RM-8576]

Radio Broadcasting Services; Douglas, Tifton and Unionville, GA

AGENCY: Federal Communications Commission.

ACTION: Final rule; petition for reconsideration.

SUMMARY: This document denies the petition for reconsideration filed by Tifton Broadcasting Corporation and

affirms our action in the *Report and Order* 60 FR 37597 (July 21, 1995) which substituted Channel 223C3 for Channel 223A at Douglas, Georgia, reallocated Channel 223C3 from Douglas to Tifton, Georgia, and modified the construction permit for Station WKZZ(FM) accordingly. With this action, this proceeding is terminated. **EFFECTIVE DATE:** February 7, 1997.

FOR FURTHER INFORMATION CONTACT: Authur D. Scrutchins, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Memorandum Opinion and Order*, MM Docket No. 93-316, adopted January 24, 1997 and released January 31, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Roomm 239), 1919 M St, 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.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Douglas W. Webbink,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 97-3118 Filed 2-6-97; 8:45 am]

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47 CFR Part 73

[MM Docket No. 96-209; RM-8885]

Radio Broadcasting Services; Belview, MN

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Action in this document allots Channel 290A to Belview, Minnesota, as that community's first local broadcast service in response to a petition filed by Harbor Broadcasting, Inc. See 61 FR 55124, October 24, 1996. The coordinates for Channel 290A at Belview are 44-42-08 and 95-14-46. There is a site restriction 12.4 kilometers (7.7 miles) northeast of the community. With this action, this proceeding is terminated.

DATES: Effective March 17, 1997. The window period for filing applications for Channel 290A at Belview, Minnesota, will open on March 17, 1997, and close on April 17, 1997.