

EFFECTIVE DATE: The requirements and regulations established in this Order with regard to Part 32 of our Rules 47 CFR Part 32, shall become effective upon approval by OMB of the new information collection requirements adopted herein, but no sooner than July 20, 1997 (six months after publication in the Federal Register). We will allow carriers to implement these rules at an earlier date and encourage them to do so. The remaining new and/or modified information collections established in this Order shall become effective upon approval by OMB of the new information collection requirements adopted herein, but no sooner than February 20, 1997. The Commission will publish a document at a later date establishing the effective dates of these rules.

FOR FURTHER INFORMATION CONTACT: Mark Ehrlich, Attorney/Advisor, Accounting and Audits Division, Common Carrier Bureau, (202) 418-0385.

SUPPLEMENTARY INFORMATION:

Background

The Accounting Safeguards Under the Telecommunications Act of 1996 *Report and Order* established accounting safeguards that are necessary to satisfy the requirements of the 1996 Act, including the way incumbent local exchange carriers, including the Bell Operating Companies ("BOCs"), must account for transactions with affiliates involving, and allocate costs incurred in the provision of, both regulated telecommunications services and nonregulated services, including telemessaging, interLATA telecommunications, information, manufacturing, electronic publishing, alarm monitoring and payphone services.

Need for Correction

Under section 220(g) of the Act, the Commission must allow six months notice before alterations in the required manner or form of keeping accounts are to take effect.

Correction of Publication

Accordingly, the publication on January 21, 1997 is corrected as follows:

1. The effective date paragraph on page 2918, in the third column, should read: The requirements and regulations established in this Order with regard to Part 32 of our Rules, 47 CFR Part 32, shall become effective upon approval by OMB of the new information collection requirements adopted herein, but no sooner than July 20, 1997 (six months after publication in the Federal

Register). We will allow carriers to implement these rules at an earlier date and encourage them to do so. The remaining new and/or modified information collections established in this Order shall become effective upon approval by OMB of the new information collection requirements adopted herein, but no sooner than February 20, 1997.

2. The second indented paragraph 2925, in the second column, should read:

It is further ordered that, pursuant to section 220(g) of the Communications Act of 1934, as amended, 47 U.S.C. § 220(g) and section 1.427(c) of the Commission's Rules, 47 CFR § 1.427(c), the requirements and regulations established in this Order with regard to Part 32 of the Commission's Rules, 47 CFR Part 32, shall be effective six months after publication in the Federal Register. The remaining requirements and regulations established in this Order shall become effective upon approval by OMB of the new information collection requirements adopted herein, but no sooner than February 20, 1997.

Federal Communications Commission
William F. Caton,
Acting Secretary.
[FR Doc. 97-5496 Filed 3-5-97; 8:45 am]
BILLING CODE 6712-01-M

47 CFR Part 53

[CC Docket No. 96-149; FCC 96-489]

Implementation of the Non-Accounting Safeguards of Sections 271 and 272 of the Communications Act of 1934, as Amended; Final rule; Correction

AGENCY: Federal Communications Commission.

ACTION: Final rule; Correction.

SUMMARY: This document contains corrections to the final regulations which were published Tuesday, January 21, 1997 (62 FR 2927). The regulations related to special provisions relating to Bell Operating Companies.

EFFECTIVE DATE: March 6, 1997.

FOR FURTHER INFORMATION CONTACT: Joe Di Scipio (202) 418-1580.

SUPPLEMENTARY INFORMATION:

Background

The final regulations that are the subject of these corrections affect Bell Operating Companies.

Need for correction

As published, the final regulations contain errors which may prove to be

misleading and are in need of clarification. Accordingly, the publication on January 21, 1997 of the final regulations (FCC 97-52) is corrected as follows:

1. On page 2939, in the second column, the first indented paragraph is replaced by the following:

We note that, under *Computer II* and *Computer III*, we have treated three categories of protocol processing services as basic services, rather than enhanced services. These categories include protocol processing: (1) involving communications between an end user and the network itself (e.g., for initiation, routing, and termination of calls) rather than between or among users; (2) in connection with the introduction of a new basic network technology (which requires protocol conversion to maintain compatibility with existing CPE); and (3) involving internetworking (conversions taking place solely within the carrier's network to facilitate provision of a basic network service, that result in no net conversion to the end user). We agree with PacTel that analogous treatment should be extended to these categories of protocol processing services under the statutory regime. Because the listed protocol processing services are information service capabilities used "for the management, control, or operation of a telecommunications system or the management of a telecommunications service," they are excepted from the statutory definition of information service. These excepted protocol conversion services constitute telecommunications services, rather than information services, under the 1996 Act.

2. On page 2940, column 3, the first indented paragraph is replaced by the following:

Remote Databases/Network Efficiency. BOCs may not provide interLATA services in their own regions, either over their own facilities or through resale, before receiving authorization from the Commission under section 271(d). Therefore, we conclude that BOCs may not provide interLATA information services, except for those designated as incidental interLATA services under section 271(g), in any of their in-region states prior to obtaining section 271 authorization. Section 271(g)(4) designates as an incidental interLATA service the interLATA provision by a BOC or its affiliate of "a service that permits a customer that is located in one

LATA to retrieve stored information from, or file information for storage in, information storage facilities of such company that are located in another LATA." Because BOCs were able to provide incidental interLATA services immediately upon enactment of the 1996 Act, they may provide interLATA information services that fall within the scope of section 271(g)(4) without receiving section 271(d) authorization from the Commission. Since section 271(g)(4) services are not among the incidental interLATA services exempted from section 272 separate affiliate requirements, however, they must be provided in compliance with those requirements. To the extent that parties have argued in the record that centralized data storage and retrieval services that fall within section 271(g)(4) either are not interLATA information services, or are not subject to the section 272 separate affiliate requirements, we specifically reject these arguments.

Federal Communications Commission.
William F. Caton,
Acting Secretary.
[FR Doc. 97-5498 Filed 3-5-97; 8:45 am]
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47 CFR Part 73

[MM Docket No. 96-43; RM-8754, RM-8830]

Radio Broadcasting Services; Frederiksted and Charlotte Amalie, VI

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Jose J. Arzuaga, allots Channel 269B1 at Frederiksted, Virgin Islands, as the community's third local FM transmission service (RM-8754). See 61 FR 10978, March 18, 1996. We also, at the request of Calypso Communications, substitute Channel 297B1 for Channel 246B at Charlotte Amalie, Virgin Islands, and modify Station WVN(X)(FM)'s construction permit accordingly (RM-8830). Channel 269B1 can be allotted at Frederiksted in compliance with the Commission's minimum distance separation requirements at city reference coordinates. The coordinates for Channel 269B1 at Frederiksted are North Latitude 17-42-48 and West Longitude 64-53-00. Additionally, Channel 297B1 can be allotted at Charlotte Amalie in compliance with the Commission's minimum distance separation requirements with a site restriction of 20.8 kilometers (12.9

miles) east at Station WVN(X)(FM)'s presently authorized site. The coordinates for Channel 297B1 at Charlotte Amalie are North Latitude 18-20-30 and West Longitude 64-43-59. With this action, this proceeding is terminated.

DATES: Effective April 14, 1997. The window period for filing applications for Channel 269B1 at Frederiksted, Virgin Islands, will open on April 14, 1997, and close on May 15, 1997.

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. 96-43, adopted February 21, 1997, and released February 28, 1997. 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.

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:

47 CFR 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 Virgin Islands, is amended by adding Channel 269B1 at Frederiksted; and by removing Channel 246B and adding Channel 297B1 at Charlotte Amalie.

Federal Communications Commission
John A. Karousos,
Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 97-5497 Filed 3-5-97; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 679

[Docket No. 961126334-7025-02; I.D. 022897E]

Fisheries of the Exclusive Economic Zone Off Alaska, Pacific Cod in the Western Regulatory Area of the Gulf of Alaska

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Closure.

SUMMARY: NMFS is closing directed fishing for Pacific cod by vessels catching Pacific cod for processing by the inshore component in the Western Regulatory Area of the Gulf of Alaska (GOA). This action is necessary to prevent exceeding the allocation of Pacific cod for processing by the inshore component in the Western Regulatory Area of the GOA.

EFFECTIVE DATES: 1200 hrs, Alaska local time (A.l.t.), March 3, 1997, until 2400 hrs, A.l.t., December 31, 1997.

FOR FURTHER INFORMATION CONTACT: Thomas Pearson, 907-486-6919.

SUPPLEMENTARY INFORMATION: The groundfish fishery in the GOA exclusive economic zone is managed by NMFS according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Fishing by U.S. vessels is governed by regulations implementing the FMP at subpart H of 50 CFR part 600 and 50 CFR part 679.

The final specification of the allocation of Pacific cod for processing by the inshore component in the Western Regulatory Area of the GOA was established by the Final 1997 Harvest Specifications of Groundfish for the GOA (62 FR 8179, February 24, 1997) as 17,442 metric tons (mt), determined in accordance with § 679.20(a)(6)(iii).

In accordance with § 679.20(d)(1)(i), the Administrator, Alaska Region, NMFS (Regional Administrator), has determined that the ITAC for Pacific cod by vessels catching Pacific cod for processing by the inshore component in the Western Regulatory Area will soon be reached. Therefore, the Regional Administrator is establishing a directed fishing allowance of 17,142 mt, and is setting aside the remaining 300 mt as