Dated: March 24, 1997.

R. Richard Newcomb,

Director, Office of Foreign Assets Control.

Approved: April 8, 1997.

James E. Johnson,

Assistant Secretary (Enforcement).

[FR Doc. 97–10322 Filed 4–17–97; 10:40 am]

BILLING CODE 4810–25–F

DEPARTMENT OF THE TREASURY

Internal Revenue Service

31 CFR Part 1

Privacy Act of 1974; Implementation

AGENCY: Internal Revenue Service, Treasury.

ACTION: Final rule.

SUMMARY: In accordance with the requirements of the Privacy Act of 1974, as amended, 5 U.S.C. 552a, the Department of the Treasury gives notice of an amendment exempting the system of records entitled the Automated Information Analysis System—Treasury/IRS 46.050 from certain provisions of the Privacy Act. The exemption is intended to comply with legal prohibitions against the disclosure of certain kinds of information and to protect certain information on individuals maintained in this system of records.

EFFECTIVE DATE: April 22, 1997.

ADDRESSES: Please submit inquiries to the National Director, Governmental Liaison and Disclosure, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington DC. 20224.

FOR FURTHER INFORMATION CONTACT: Michael Orth, Director of Investigations, Midstates Region, Internal Revenue Service at (202) 622–8901.

SUPPLEMENTARY INFORMATION: The Department of the Treasury published a notice of a proposed rule exempting a system of records from certain provisions of the Privacy Act of 1974, as amended, at Vol. 61, No. 188, page 50461, dated September 26, 1996. The Internal Revenue Service published the system notice in its entirety at Vol. 61, No. 175, page 47547, dated September 9, 1996.

Under 5 U.S.C. 552a(j)(2), the head of an agency may promulgate rules to exempt any system of records within the agency or within a component of the agency whose principal function is the enforcement of criminal laws from certain provisions of the Privacy Act of 1974. This system of records pertains to the enforcement of criminal laws, and contains investigatory material about individuals that is compiled to identify leads to possible criminal investigations.

Under 5 U.S.C. 552a(k)(2), the head of an agency may promulgate rules to exempt any system of records within the agency from certain provisions of the Privacy Act of 1974 if the system is investigatory material compiled for law enforcement purposes. The Automated Information Analysis System—Treasury/IRS 46.050, contains investigatory material compiled for law enforcement purposes.

The proposed rule requested that public comments be sent to the Governmental Liaison and Disclosure Office, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224 no later than October 28, 1996. No comments pertaining to the proposed rule were received by the Governmental Liaison and Disclosure Office. Accordingly, the Department of the Treasury is hereby giving notice that the system of records entitled, ''The Automated Information Analysis System—Treasury/IRS 46.050'', is exempt from certain provisions of the Privacy Act. The provisions of the Privacy Act of 1974 from which exemption is claimed pursuant to 5 U.S.C. 552a(j)(2) and (k)(2) are as follows: 5 U.S.C. 552a (c)(3), (c)(4), (d)(1), (d)(2), (d)(3), (d)(4), (e)(1), (e)(2), (e)(3), (e)(4)(G), (H), and (I), (e)(5), (e)(8), (f), and (g).

As required by Executive Order 12291, it has been determined that this final rule is not a ''major'' rule and, therefore, does not require a Regulatory Impact Analysis.

Pursuant to the requirements of the Regulatory Flexibility Act, 5 U.S.C. 601–612, it is hereby certified that this rule will not have significant economic impact on a substantial number of small entities.

In accordance with the provisions of the Paperwork Reduction Act of 1980, the Department of the Treasury has determined that this proposed rule would not impose new recordkeeping, application, reporting, or other types of information collection requirements.

Lists of Subjects in 31 CFR Part 1

Privacy.

Part 1 of Title 31 of the Code of Federal Regulations is amended as follows:

PART 1—[AMENDED]

1. The authority citation for Part 1 continues to read as follows:

Authority: 5 U.S.C. 301 and 31 U.S.C. 321. Subpart A also issued under 5 U.S.C. as amended. Subpart C also issued under 5 U.S.C. 552a.

§ 1.36 [Amended]

2. Section 1.36 of subpart C is amended by adding the following text to the table in paragraphs (a)(1) and (b)(1) under the heading THE INTERNAL REVENUE SERVICE

* * * * *

(a) * * *

(1) * * *

Name of System	No.
* * * * *	
Automated Information Analysis System	46.050
* * * * *	

(b) * * *

(1) * * *

Name of System	No.
* * * * *	
Automated Information Analysis System	46.050
* * * * *	

Dated: March 6, 1997.

Alex Rodriguez,

Deputy Assistant Secretary (Administration).

[FR Doc.97–10288 Filed 4–21–97: 8:45 am]

Billing CODE: 4830–01–F

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. FEMA–7663]

List of Communities Eligible for the Sale of Flood Insurance

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Final rule.

SUMMARY: This rule identifies communities participating in the National Flood Insurance Program (NFIP). These communities have applied to the program and have agreed to enact certain floodplain management measures. The communities' participation in the program authorizes the sale of flood insurance to owners of property located in the communities listed.

EFFECTIVE DATES: The dates listed in the third column of the table.

ADDRESSES: Flood insurance policies for property located in the communities listed can be obtained from any licensed property insurance agent or broker serving the eligible community, or from the NFIP at: Post Office Box 6464, Rockville, MD 20849, (800) 638–6620.

FOR FURTHER INFORMATION CONTACT: Robert F. Shea, Jr., Division Director, Program Implementation Division, Mitigation Directorate, 500 C Street SW., room 417, Washington, DC 20472, (202) 646–3619.

SUPPLEMENTARY INFORMATION: The NFIP enables property owners to purchase flood insurance which is generally not otherwise available. In return, communities agree to adopt and administer local floodplain management measures aimed at protecting lives and new construction from future flooding. Since the communities on the attached list have recently entered the NFIP, subsidized flood insurance is now available for property in the community.

In addition, the Executive Associate Director of the Federal Emergency Management Agency has identified the special flood hazard areas in some of these communities by publishing a Flood Hazard Boundary Map (FHBM) or Flood Insurance Rate Map (FIRM). The date of the flood map, if one has been published, is indicated in the fourth column of the table. In the communities listed where a flood map has been published, Section 102 of the Flood Disaster Protection Act of 1973, as amended, 42 U.S.C. 4012(a), requires the purchase of flood insurance as a condition of Federal or federally related financial assistance for acquisition or construction of buildings in the special flood hazard areas shown on the map.

The Executive Associate Director finds that the delayed effective dates would be contrary to the public interest. The Executive Associate Director also finds that notice and public procedure under 5 U.S.C. 553(b) are impracticable and unnecessary.

National Environmental Policy Act

This rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Considerations. No environmental impact assessment has been prepared.

Regulatory Flexibility Act

The Executive Associate Director certifies that this rule will not have a significant economic impact on a substantial number of small entities in accordance with the Regulatory Flexibility Act, 5 U. S. C. 601 *et seq.*, because the rule creates no additional burden, but lists those communities eligible for the sale of flood insurance.

Regulatory Classification

This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Paperwork Reduction Act

This rule does not involve any collection of information for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*

Executive Order 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, October 26, 1987, 3 CFR, 1987 Comp., p. 252.

Executive Order 12778, Civil Justice Reform

This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778, October 25, 1991, 56 FR 55195, 3 CFR, 1991 Comp., p. 309.

List of Subjects in 44 CFR Part 64

Flood insurance, Floodplains.

Accordingly, 44 CFR part 64 is amended as follows:

PART 64—[AMENDED]

1. The authority citation for part 64 continues to read as follows:

Authority: 42 U.S.C. 4001 *et seq.*, Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 64.6 [Amended]

2. The tables published under the authority of § 64.6 are amended as follows:

State/location	Community No.	Effective date of eligibility	Current effective map date
New Eligibles—Emergency Program			
North Dakota:			
Hampden, city of, Ramsey County	380094	Mar. 4, 1997.	
Nogosek, township of, Stutsman County	380693	Mar. 6, 1997.	
Great Bend, city of, Richland County	380099	Mar. 7, 1997	July 30, 1976.
Logan County, unincorporated areas	380691	.....do.	
Do. Pierce County, unincorporated areas	380087	.....do.	
Reynolds, city of, Traill and Grand Forks Counties	380199	.....do.	
Steele County, unincorporated areas	380692	.....do.	
South Dakota:			
Artas, city of, Campbell County	461207	Mar. 4, 1997.	
Centerville, city of, Turner County	460163	.....do.	
Edmunds County, unincorporated areas	460264	.....do.	
Tabor, town of, Bon Homme County	460142	.....do.	
Springfield, city of, Bon Homme County	460216	.....do.	
Twin Brooks, city of, Grant County	461208	.....do.	
Chelsea, town of, Faulk County	461209	.....do.	
Seneca, town of, Faulk County	461206	Mar. 5, 1997.	
Clark, city of, Clark County	460013	.....do	Aug. 1, 1978.
Presho, city of, Lyman County	460297	Mar. 6, 1997.	
Roscoe, city of, Edmunds County	460136	.....do.	
Walworth County, unincorporated areas	460291	.....do.	
Hosmer, city of, Edmunds County	460117	Mar. 7, 1997.	
Langford, town of, Marshall County	460125	.....do.	
Monroe, town of, Turner County	461210	.....do.	
Tea, city of, Lincoln County	460143	.....do.	
Monroe, town of, Turner County	461210	.....do.	
New Hampshire: Fritzwilliam, town of, Cheshire County	330207	.....do	Nov. 26, 1970.
Georgia: Laurens County, unincorporated areas	130462	.....do	Feb. 17, 1978.
North Carolina: Leggett, town o,f Edgecombe County	370317	.....do	July 1, 1977.
Minnesota: Comfrey, city of, Brown County	270035	.....do	Dec. 26, 1975.

State/location	Community No.	Effective date of eligibility	Current effective map date
North Dakota:			
Sargent County, unincorporated areas	380295	Mar. 11, 1997.	
New Rockford, city of Eddy County	380031	.....do	Apr. 16, 1976.
Lakota, city of Nelson County	380075	.....do.	
Wimbledon, city of, Barnes County	380212	.....do.	
Abercrombie, city of, Richland County	380151	.....do	Oct. 29, 1976.
Eddy County, unincorporated areas	380694	.....do.	
Elgin, city of, Grant County	380224	.....do.	
Wilton, city of, McLean and Burleigh County	380065	.....do.	
Gilby, city of, Grand Forks County	380035	.....do.	
Renville County, unincorporated areas.	380097	Mar. 14, 1997.	
South Dakota:			
Rosholt, city of, Roberts County	461211	Mar. 11, 1997..	
Elkton, city of, Brookings County	460172	.....do.	
Brule County, unincorporated areas	460284	.....do.	
Tyndall, city of, Bon Homme County	460220	.....do.	
Cavour, town of, Beadle County	461212	Mar. 14, 1997.	
Canova, town of, Minor County	460102	.....do.	
Willow Lake, city of, Clark County	460014	.....do	July 11, 1978.
Charles Mix County, unincorporated areas	460257	.....do.	
Tripp County, unincorporated areas	460289	.....do.	
Minnesota: Winthrop, city of, Sibley County	270441	Mar. 11, 1997.	
Michigan: Waucedah, township of, Dickinson County	260986	.....do.	
Minnesota:			
Chokio, city of, Stevens County	270464	Mar. 18, 1997	Oct. 24, 1975.
Cottonwood, city of, Lyon County [1]	270765	Mar. 21, 1997	Dec. 2, 1977.
Tracy, city of, Lyon County	270766	.....do.	
Idaho: Riggins, city of, Idaho County	160189	.....do.	
North Dakota:			
Strasburg, city of, Emmons County	380252	Mar. 18, 1997.	
Barney, city of, Richland County	380695	.....do.	
South Dakota:			
De Smet, city of, Kingsburg County	460168	.....do.	
Chancellor, town of, Turner County	460104	.....do.	
McIntosh, city of, Corson County	460195	.....do.	
Minnesota:			
Lake Wilson, city of, Murray County	270767	Mar. 26, 1997.	
Good Thunder, city of, Blue Earth County	270768	.....do.	
Elbow Lake, city of, Grant County	270769	.....do.	
New Auburn, city of, Sibley County	270770	.....do.	
Donaldson, city of, Kittson County	270225	.....do.	
Menahga, city of, Wadena County	270493	Mar. 28, 1997	Jan. 30, 1976.
Sabin, city of, Clay County	270771	.....do.	
Michigan:			
Republic, township of, Marquette County	260453	Mar. 24, 1997.	
Skandia, township of, Marquette County	260987	Mar. 26, 1997.	
Kentucky:			
Carroll County, unincorporated areas	210045	.....do	Feb. 25, 1977.
Logan County, unincorporated areas	210341	.....do	Sep. 9, 1977.
Idaho:			
Council, city of, Adams County	160005	.....do	May 3, 1974.
North Dakota:			
Foster County, unincorporated areas	380696	Mar. 26, 1997.	
Hankinson, city of, Richland County	380230	.....do.	
Standing Rock Indian Reservation, Sioux County	380697	.....do.	
South Dakota:			
Britton, city of, Marshall County	460159	.....do.	
Canistota, city of, McCook County	460162	.....do.	
Worthing, town of, Lincoln County	460151	.....do.	
Texas: Robertson County, unincorporated areas	480988	Mar. 27, 1997	June 3, 1977.
New Eligibles—Regular Program			
California: Ceres, city of, Stanislaus County [2]	060385	Mar. 7, 1997	Sept. 29, 1989.
North Carolina:			
Lake Lure, town of, Rutherford County [3]	370488	Mar. 4, 1997	June 1, 1987.
Chatham County, unincorporated areas	370299	.....do	July 16, 1991.
Washington: Shoreline, city of, King County [4]	530327	.....do	May 20, 1996.
North Carolina: Orrum, town of, Robeson County	370349	Mar. 11, 1997	Feb. 17, 1993.
Minnesota:			
Rice Lake, town of, St. Louis County	70742	Mar. 14, 1997	Feb. 19, 1992.
Midway, town of, St. Louis County	270741	Mar. 21, 1997	Do.
Sebeka, city of, Wadena County	270494	Mar. 21, 1997	May 4, 1989.
Louisiana: Oak Ridge, village of, Morehouse Parish	220303	Mar. 27, 1997.	

State/location	Community No.	Effective date of eligibility	Current effective map date
Reinstatements			
Pennsylvania:			
Marion Center, borough of, Indiana County	420503	Sept. 29, 1975, Emerg; Sept. 1, 1986, Reg; Sept. 1, 1986, Susp; Mar. 4, 1997, Rein.	Nov. 16, 1995.
West Homestead, borough of, Allegheny County	420084	May 14, 1975, Emerg; Aug. 15, 1980, Reg; Oct. 4, 1995, Susp; Mar. 4, 1997, Rein.	Oct. 4, 1995.
Michigan: Wayland, city of, Allegan County	260744	Mar. 19, 1985, Emerg; June 5, 1989, Reg; June 5, 1989, Susp; Mar. 5, 1997, Rein.	June 5, 1989.
Pennsylvania: West Vincent, township of, Chester County.	421499	Aug. 11, 1975, Emerg; Nov. 19, 1987, Reg; Nov. 20, 1996, Susp; Mar. 7, 1997 Rein.	Nov. 20, 1996.
Idaho: Madison County, unincorporated areas	160217	Feb. 2, 1997, Emerg; June 3, 1991, Reg; Feb. 19, 1997, Susp; Mar. 13, 1997, Rein.	June 3, 1991.
Pennsylvania: York Springs, borough of, Adams County.	421239	May 30, 1974, Emerg; June 1, 1979, Reg; Feb. 19, 1997, Susp; Mar. 13, 1997, Rein.	Feb. 19, 1997.
Vermont: Leicester, town of, Addison County	500006	May 27, 1975, Emerg; Nov. 1, 1985, Reg; June 4, 1990, Susp; Mar. 14, 1997 Rein.	Nov. 1, 1985.
Wisconsin: Crawford County, unincorporated areas	555551	Mar. 19, 1971, Emerg; April 20, 1973, Reg; Sept. 27, 1991, Susp; Mar. 21, 1997, Rein.	Sept. 27, 1991.
New York: Ticonderoga, town of, Essex County	361159	Apr. 15, 1975, Emerg; May 17, 1988, Reg; Sept. 6, 1996, Susp; Mar. 21, 1997, Rein.	Sept. 6, 1996.
Idaho: Juliaetta, city of, Latah County	160088	Nov. 1, 1974, Emerg; Mar. 4, 1980, Reg; Mar. 4, 1980, Susp; Mar. 21, 1997 Rein;.	Mar. 4, 1980.
Withdrawn			
Missouri: Zalma, village of, Bollinger County	290033	Mar. 14, 1997, With.	
Regular Program Conversions			
Region I			
Connecticut: Granby, town of, Hartford County	090125	Mar. 3, 1997, Suspension Withdrawn	Mar. 3, 1997.
Region II			
New York:			
Canandaigua, town of, Ontario County	360598	.....do	Do.
Gouverneur, village of, St. Lawrence County	360699	.....do	Do.
Windham, town of, Greene County	361401	.....do	Do.
Region V			
Illinois: Aurora, city of, DuPage and Kane Counties	170320	.....do	Do.
Region VI			
Oklahoma:			
Cleveland County, unincorporated areas	400475	.....do	Do.
Lexington, city of, Cleveland County	400043	.....do	Do.
Moore, city of, Cleveland County	400044	.....do	Do.
Noble, town of, Cleveland County	400045	.....do	Do.
Norman, city of, Cleveland County	400046	.....do	Do.
Oklahoma City, city of, Cleveland County	405378	.....do	Do.
Slaughterville, town of, Cleveland County	400539	.....do	Do.
Region VII			
Missouri: Marshall, city of, Saline County	290403	.....do	Do.
Region VIII			
Colorado:			
Calhan, town of, El Paso	080192	.....do	Do.
Ramah, town of, El Paso	080066	.....do	Do.
Region X			
Idaho:			
Bellevue, city of, Blaine County	160021	.....do	Do.
Blaine County, unincorporated areas	165167	.....do	Do.
Hailey, city of, Blaine County	160022	.....do	Do.
Ketchum, city of, Blaine County	160023	.....do	Do.
Sun Valley, city of, Blaine County	160024	.....do	Do.

[1] The City of Cottonwood has adopted the Lyon County (2700256) Flood Hazard Boundary Map dated December 2, 1977.
[2] The City of Ceres, California has adopted the Stanislaus County (060384) Flood Insurance Rate Map dated September 29, 1989.
[3] The Town of Lake Lure, North Carolina has adopted the Rutherford County (370217) Flood Insurance Rate Map dated June 1, 1987.
[4] The City of Shoreline, Washington has adopted the King County (530071) Flood Insurance Rate Map dated May 20, 1996.
Code for reading third column: Emerg.—Emergency; Reg.—Regular; Rein.—Reinstatement; Susp.—Suspension; With.—Withdrawn.

(Catalog of Federal Domestic Assistance No. 83.100, ''Flood Insurance.'')

Issued: April 14, 1997.

Richard W. Krimm,

Executive Associate Director, Mitigation Directorate.

[FR Doc. 97–10266 Filed 4–21–97; 8:45 am]

BILLING CODE 6718–05–P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 2

[ET Docket No. 95–18; FCC 97–93]

2 GHz for Use by the Mobile Satellite Service

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: By this action, the Commission allocates 70 megahertz of spectrum at 1990–2025 MHz and 2165–2200 MHz to the Mobile-Satellite Service (MSS), to become available January 1, 2000. In order to make this spectrum available for MSS use, we are modifying the current Broadcast Auxiliary Service (BAS), Cable Television Relay Service (CARS), and Local Television Transmission Service (LTTS) allocation at 1990–2110 MHz by providing an allocation instead at 2025–2130 MHz and proposing to rechannelize these latter services at 2 GHz, from seven channels of 17- and 18-megahertz bandwidths to seven channels of 15-megahertz bandwidth. This allocation will allow the United States to participate in global MSS systems and realize the benefits to consumers of such systems. The 70 megahertz will also provide sufficient bandwidth for the operation of multiple service providers.

EFFECTIVE DATE: May 22, 1997.

FOR FURTHER INFORMATION CONTACT: Sean White, Office of Engineering and Technology, (202) 418–2453.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's *First Report and Order*, ET Docket 95–18, FCC 97–93, adopted March 13, 1997, and released March 14, 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, N.W., Washington, D.C., and also may be purchased from the Commission's duplication contractor, International Transcription Service, (202) 857–3800, 2100 M Street, N.W., Suite 140, Washington, D.C. 20037.

Summary of the First Report and Order

1. In the Report and Order, the Commission allocates 70 megahertz of spectrum at 1990–2025 MHz and 2165–2200 MHz to the Mobile-Satellite Service (MSS), effective January 1, 2000. In order to make this spectrum available for MSS use, we are modifying the current Broadcast Auxiliary Service (BAS), Cable Television Relay Service (CARS), and Local Television Transmission Service (LTTS) allocation at 1990–2110 MHz by providing an allocation instead at 2025–2130 MHz and proposing to rechannelize these latter services at 2 GHz, from seven channels of 17- and 18-megahertz bandwidths to seven channels of 15-megahertz bandwidth. We are proposing reaccommodation of existing BAS and Fixed Service (FS) operations in the 1990–2025 MHz, 2110–2130 MHz, and 2165–2200 MHz bands in accordance with the policies we established in our Emerging Technologies proceeding.[1] We defer action on technical parameters and licensing issues for MSS in the 2 GHz band. Finally, we dispose of a related pioneer's preference request filed by Celsat America, Inc. (Celsat).

A. Spectrum Allocation

2. We find that it is in the public interest to allocate spectrum at 2 GHz to MSS. We note that the Radiocommunication Sector of the ITU estimates that up to 206 megahertz of additional spectrum will be needed for MSS by the year 2005. We believe that MSS would also provide another option for mobile communications, and would provide communications to underserved areas, such as rural and remote areas where PCS, cellular, and other mobile services are less feasible. There is clearly substantial interest in providing MSS communications in the 2 GHz band, as demonstrated by the ten commenters who indicated they plan to provide mobile satellite service in the 2 GHz band.

3. We further find that it is in the public interest to allocate the full 70 megahertz at 1990–2025 MHz (uplink) and 2165–2200 MHz (downlink) to MSS as proposed, rather than a lesser amount. Because of the projected need for more MSS spectrum internationally, WRC–95 reallocated the 2010–2025 MHz portion to MSS in Region 2, effective January 1, 2005. As we stated in the NPRM[2], we believe that any 2 GHz MSS allocation should be as consistent as possible with the WARC–92 and WRC–95 allocations. This will help ensure truly universal service. In making our domestic allocation, therefore, we are supporting international plans for MSS in the 2 GHz band. We believe that this allocation will allow the United States to participate in global MSS systems and realize the benefits to consumers of such systems. A 70 megahertz will also provide sufficient bandwidth for the operation of multiple service providers.

4. Much of the spectrum for the proposed reallocation was identified as appropriate spectrum for reallocation to emerging technologies, such as MSS, in our Emerging Technologies proceeding. Some parties complain of scarcity of replacement spectrum in the 6 and 11 GHz bands for 2 GHz incumbents. In our Emerging Technologies proceeding, however, we reallocated the 1850–1990, 2110–2150, and 2160–2200 MHz bands from FS to emerging technologies, a total of 220 megahertz. We made a total of 2,480 megahertz of spectrum available for relocated FS licensees in the 4, 6, 10, and 11 GHz bands. Even though some of the higher-frequency spectrum is shared with other services, we believe that there is enough spectrum in those bands to accommodate relocation of the incumbents of 220 megahertz of spectrum, including the existing 2110–2130 MHz and 2165–2200 MHz FS licensees.

B. Relocation of Existing 1990–2025 MHz Band Services

5. The 1990–2025 MHz band is part of the 1990–2110 MHz band that is currently allocated to BAS, CARS, and LTTS. For this proceeding, we will collectively term these services BAS, and any changes in our regulatory structure applicable to BAS will be equally applicable to CARS and LTTS. We will treat CARS and LTTS in the same manner as BAS because both CARS and LTTS are authorized users of the 1990–2025 MHz band, and have invested in equipment to use the band, as has BAS. In the NPRM, we observed

[1] *See* In re Redevelopment of Spectrum to Encourage Innovation in the Use of New Telecommunications Technologies (Emerging Technologies), ET Docket 92–9, 57 FR 5993, February 19, 1992; First Report and Order and Second NPRM of Proposed Rule Making, FCC 92–437, 7 FCC Rcd. 6886 (1992), 57 FR 49020, October 29, 1992; Second Report and Order, FCC 93–350, 8 FCC Rcd 6495 (1993), 58 FR 49220, September 22, 1993; Third Report and Order and Memorandum Opinion and Order, FCC 93–351, 8 FCC Rcd 6589 (1993), 58 FR 46547, September 2, 1993; Memorandum Opinion and Order, FCC 94–60, 9 FCC Rcd 1943 (1994), 59 FR 19642, April 25, 1994; Second Memorandum Opinion and Order, FCC 94–303, 9 FCC Rcd. 7797 (1994), 59 FR 65501, December 20, 1994.

[2] In re Amendment of Section 2.106 of the Commission's Rules to Allocate Spectrum at 2 GHz for Use by the Mobile-Satellite Service, ET Docket No. 95–18, Notice of Proposed Rule Making, 10 FCC Rcd 3230, 3233 (1995), 60 FR 11644, March 2, 1995.