

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:** 47 U.S.C. 154, 303, 334, 336.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Georgia, is amended by removing Channel 298A at LaFayette.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 98-2635 Filed 2-3-98; 8:45 am]

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#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[MM Docket No. 89-585; RM-7035, RM-7320]

##### Radio Broadcasting Services; Eatonton and Sandy Springs, GA; and Anniston and Lineville, AL

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; Application for Review.

**SUMMARY:** This document dismisses an Application for Review filed by WNNX License Investment Co. directed to an Order dismissing an earlier Application for Review in this proceeding. 62 FR 38245 (July 17, 1997). With this action, the proceeding is terminated.

**EFFECTIVE DATE:** February 4, 1998.

**FOR FURTHER INFORMATION CONTACT:** Robert Hayne, Mass Media Bureau, (202) 418-2177.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Order, MM Docket No. 89-585, adopted January 14, 1998, and released January 23, 1998. The full text of this decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 239), 1919 M Street, NW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, (202) 857-3805, 1231 M Street, NW, Washington, DC 20036.

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

Radio broadcasting.

1. The authority citation for Part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334, 336. Federal Communications Commission.

**Douglas W. Webbink,**

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

[FR Doc. 98-2634 Filed 2-3-98; 8:45 am]

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#### DEPARTMENT OF DEFENSE

##### 48 CFR Parts 225 and 252

[DFARS Case 97-D321]

##### Defense Federal Acquisition Regulation Supplement; Waiver of Domestic Source Restrictions

**AGENCY:** Department of Defense (DoD).

**ACTION:** Interim rule with request for comments.

**SUMMARY:** The Director of Defense Procurement has issued an interim rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to implement Section 811 of the National Defense Authorization Act for Fiscal Year 1998. Section 811 limits the authority for waiver of the domestic source restrictions of 10 U.S.C. 2534(a).

**DATES:** *Effective date:* February 4, 1998.

*Comment date:* Comments on the interim rule should be submitted in writing to the address shown below on or before April 6, 1998, to be considered in the formulation of the final rule.

**ADDRESSES:** Interested parties should submit written comments to: Defense Acquisition Regulations Council, *Attn:* Ms. Amy Williams, PDUSD (A&T)DP(DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. *Telefax number:* (703) 602-0350.

E-mail comments submitted over the Internet should be addressed to: [dfars@acq.osd.mil](mailto:dfars@acq.osd.mil)

Please cite DFARS Case 97-D321 in all correspondence related to this issue. E-mail comments should cite DFARS Case 97-D321 in the subject line.

**FOR FURTHER INFORMATION CONTACT:** Ms. Amy Williams, (703) 602-0131.

##### SUPPLEMENTARY INFORMATION:

##### A. Background

10 U.S.C. 2534(a) contains domestic source restrictions applicable to procurement of the following items: buses, chemical weapons antidote, components for naval vessels (including air circuit breakers, anchor and mooring chain, and totally enclosed lifeboats), and ball and roller bearings. Section 810 of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104-201) added authority at 10 U.S.C.

2534(d) to permit DoD to waive the restrictions of 10 U.S.C. 2534(a), if application of the restrictions would impede the reciprocal procurement of defense items under a memorandum of understanding with a foreign country. On April 7, 1997, the Under Secretary of Defense (Acquisition and Technology) exercised this authority by waiving the restrictions of 10 U.S.C. 2534(a) for items procured from qualifying countries, i.e., the countries listed in DFARS 225.872-1. The provisions of the waiver were incorporated in an interim DFARS rule published in the **Federal Register** on June 24, 1997 (62 FR 34114) (DAC 91-12, Item XVIII, DFARS Case 96-319).

Section 811 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105-85) amended 10 U.S.C. 2534 to provide that DoD may exercise the waiver authority of 10 U.S.C. 2534(d) only if the waiver is made for a particular item and for a particular foreign country. Therefore, the blanket waiver signed by the Under Secretary of Defense (Acquisition and Technology) on April 1, 1997, is no longer applicable. This interim rule amends DFARS Parts 225 and 252 to implement Section 811 of Public Law 105-85. DFARS Case 96-D319 has been closed into this new DFARS Case 97-D321.

##### B. Regulatory Flexibility Act

This interim rule is not expected to have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, et seq., because there are no known small business manufacturers of buses, air circuit breakers, or the restricted chemical weapons antidote; the acquisition of anchor and mooring chain, totally enclosed lifeboat survival systems, and noncommercial ball and roller bearings is presently restricted to domestic sources by defense appropriations acts; and the restrictions of 10 U.S.C. 2534(a) do not apply to purchases of commercial items incorporating ball or roller bearings. An initial regulatory flexibility analysis has therefore not been prepared. Comments are invited from small businesses and other interested parties. Comments from small entities concerning the affected DFARS subparts also will be considered in accordance with 5 U.S.C. 610. Such comments should be submitted separately and should cite DFARS Case 97-D321 in correspondence.

##### C. Paperwork Reduction Act

The Paperwork Reduction Act does not apply, because this interim rule does not impose any information