

that the Commission recently adopted a *Notice of Proposed Rule Making*, seeking comment on the impact of the Balanced Budget Act of 1997 on the Commission's licensing schemes for private radio services. See Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended, WT Docket No. 99-87, RM-9332, RM-9405, *Notice of Proposed Rule Making*, 64 FR 23571, May 3, 1999 ("Balanced Budget Act NPRM"). In light of the ongoing proceeding examining licensing issues concerning private spectrum in the 800 MHz band, as well as other bands, the Bureau decided that it would not grant a broad waiver of existing licensing rules for the 800 MHz band.

4. In the *Balanced Budget Act NPRM*, the Commission noted Nextel's pending waiver requests in seeking comment on whether it should consider the purpose for which spectrum is used or allocated in deciding whether to implement geographic area licensing. The Bureau issues this *Public Notice* as a supplement to the *Balanced Budget Act NPRM*. The Bureau specifically incorporates the record gathered in response to Nextel's waiver requests into WT Docket No. 99-87 and seeks comment on the underlying issues raised by Nextel's waiver requests. Specifically, the Bureau seeks comment on whether the Commission should amend its licensing rules for the 800 MHz band to allow the incorporation of PMRS channels into a CMRS system. The Bureau seeks comment on whether the licensing of PMRS frequencies in the 800 MHz band for commercial SMR use would serve the public interest. If parties believe it would be in the public interest to allow PMRS channels in the 800 MHz band to be incorporated into a CMRS system, but only under certain conditions, they should describe these conditions and address how they should be implemented and enforced.

5. Comments and reply comments submitted in response to this *Public Notice* will be incorporated as part of the record in WT Docket No. 99-87, and addressed by the Commission in that proceeding. Interested parties may file comments on or before August 2, 1999. Parties interested in submitting reply comments must do so on or before September 16, 1999. Parties should limit their comments to the issue of licensing PMRS spectrum in the 800 MHz band for commercial SMR use.

6. All comments should reference WT Docket No. 99-87 and should be filed with the Office of the Secretary, Federal Communications Commission, 445 Twelfth Street, S.W., Room TW-A325, Washington, DC 20554. In addition, courtesy copies of each filing should be

sent to Gary D. Michaels, Auctions and Industry Analysis Division, Wireless Telecommunications Bureau, and Ramona Melson, Public Safety and Private Wireless Division, Wireless Telecommunications Bureau, Federal Communications Commission, 445 Twelfth Street, S.W., Washington, DC 20554. A copy of each filing should also be sent to International Transcription Services, Inc., 445 Twelfth Street, S.W., Room CY-B400, Washington, DC 20554.

7. Copies of comments and reply comments will be available for inspection and duplication during regular business hours in the FCC Reference Information Center, Room CY-A257, 445 Twelfth Street, S.W., Washington, DC 20554. Copies also may be obtained from International Transcription Services, Inc., 445 Twelfth Street, S.W., Room CY-B400, Washington, DC 20554, (202) 314-3070.

8. This is a permit-but-disclose proceeding. *Ex-parte* presentations are permitted provided that they are disclosed as specified in the Commission's rules. See generally, 47 CFR 1.1202, 1.1203, and 1.1206.

Federal Communications Commission.

**Mark R. Bollinger,**

*Deputy Chief, Auctions and Industry Analysis Division, Wireless Telecommunications Bureau.*

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**DEPARTMENT OF DEFENSE**

**48 CFR Parts 201 and 213**

[DFARS Case 99-D002]

**Defense Federal Acquisition Regulation Supplement; Overseas Use of the Purchase Card**

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

**ACTION:** Proposed a rule; extension of comment period.

**SUMMARY:** This extends the public comment period for the proposed rule published in the **Federal Register** at 64 FR 28134 on May 25, 1999. The rule proposed amendments to the Defense Federal Acquisition Regulation Supplement to permit use of the Governmentwide commercial purchase card for purchases valued at or below \$25,000, that are made outside the United States for use outside the United States and are for commercial items. The end of the comment period is extended from July 26, 1999, to August 25, 1999.

**DATES:** Comments on the proposed rule should be submitted in writing to the address shown below on or before

August 25, 1999, to be considered in the formation of the final rule.

**ADDRESSES:** Interested parties should submit written comments on the proposed rule to: Defense Acquisition Regulations Council, Attn: Ms. Susan L. Schneider, PDUSD (A&T) DP (DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax (703) 602-0350.

E-mail comments submitted via the Internet should be addressed to: dfars@acq.osd.mil.

Please cite DFARS Case 99-D002 in all correspondence related to this proposed rule. E-mail correspondence should cite DFARS Case 99-D002 in the subject line.

**FOR FURTHER INFORMATION CONTACT:** Ms. Susan L. Schneider, (703) 602-0326. Please cite DFARS Case 99-D002.

**Michele P. Peterson,**

*Executive Editor, Defense Acquisition Regulations Council.*

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**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

**50 CFR Part 17**

**Endangered and Threatened Wildlife and Plants; 12-Month Finding for a Petition To List the Junaluska Salamander as Endangered With Critical Habitat**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of 12-month petition finding.

**SUMMARY:** We, the Fish and Wildlife Service, announce a 12-month finding for a petition to list the Junaluska salamander (*Eurycea junaluska*) under the Endangered Species Act of 1973, as amended (Act). After reviewing all available scientific and commercial information, we have determined that listing is not warranted for the Junaluska salamander at this time.

The status of the Junaluska salamander is more secure than indicated by the petitioners, in a large part because the number of populations is more than twice the number previously known to exist. Further, many of the factors the petitioners identified as those threatening the species are merely conjecture or have been lessened by the finding of additional populations. The species occurs in North Carolina and Tennessee.