

coverage of the rule, or any part thereof, for small entities.<sup>22</sup>

18. In the Third Further Notice, we seek to develop a record sufficient to adequately address issues related to developing long-term policies for ensuring that competitive carriers have access to unbundled network elements as changes are made to traditional telephone networks. In addressing these issues, we seek to ensure that competing providers, including small entity carriers, obtain access to inputs necessary to the provision voice and advanced telecommunications services. We believe that the issues on which we invite comment could impose minimal burdens on small entities, including both telecommunications carriers that request unbundled network elements and the incumbent LECs that, under section 251 of the Communications Act, must provide unbundled network elements to requesting carriers. As indicated above, both groups of carriers include entities that, for purposes of this IRFA, are classified as small entities. In framing the issues in this Third Further Notice, we have sought to develop a record on the potential impact our proposed rules could have upon small entities. We thus ask that commenters propose measures to avoid significant economic impact on small business entities.

#### List of Subjects in 47 CFR Part 51

Communications common carriers, Telecommunications, Interconnection.

Federal Communications Commission.

**Magalie Roman Salas,**

*Secretary.*

[FR Doc. 01-2916 Filed 2-5-01; 8:45 am]

BILLING CODE 6712-01-U

#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[DA01-182, MM Docket No. 01-23, RM-9960]

##### Digital Television Broadcast Service; Ontario, CA

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition filed by USA Station Group Partnership of Southern California, licensee of Station KHSC-TV, NTSC Channel 46, Ontario, California, requesting the substitution of DTV Channel 29 for Station KHSC-TV's

assigned DTV Channel 47. DTV Channel 29 can be allotted to Ontario, California, in compliance with the principle community coverage requirements of Section 73.625(a) at reference coordinates (34-13-37 N. and 118-03-58 W.). As requested, we propose to allot DTV Channel 29 to Ontario with a power of 155 and a height above average terrain (HAAT) of 927 meters. However, since the community of Ontario is located within 275 kilometers of the U.S.-Mexican border, concurrence by the Mexican government must be obtained for this allotment.

**DATES:** Comments must be filed on or before March 26, 2001, and reply comments on or before April 10, 2001.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, S.W., Room TW-A325, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Jacqueline P. Cleary, Sumeet Seam, Hogan & Hartson L.L.P., 555 13th Street, NW, Washington, DC 20004-1106 (Counsel for USA Station Group Partnership of Southern California).

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Mass Media Bureau, (202) 418-1600.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 01-23, adopted January 30, 2001, and released January 31, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center 445 12th Street, S.W., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

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

Television, Digital television broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR part 73 as follows:

#### PART 73—TELEVISION BROADCAST SERVICES

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

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

##### § 73.622 [Amended]

2. Section 73.622(b), the Table of Digital Television Allotments under California is amended by removing DTV Channel 47 and adding DTV Channel 29 at Ontario.

Federal Communications Commission.

**Barbara A. Kreisman,**

*Chief, Video Services Division, Mass Media Bureau.*

[FR Doc. 01-2913 Filed 2-5-01; 8:45 am]

BILLING CODE 6712-01-P

#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[DA 01-247, MM Docket No. 01-28, RM-10043]

##### Digital Television Broadcast Service; Albuquerque, NM

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition filed by The Board of Regents of the University of New Mexico and the Board of Education of the City of Albuquerque, New Mexico, licensee of noncommercial education station KNME-TV, NTSC channel \*5, Albuquerque, New Mexico, proposing the substitution of DTV channel \*35 for station KNME-TV's assigned DTV \*25. DTV Channel \*35 can be allotted to Albuquerque, New Mexico, in compliance with the principal community coverage requirements of Section 73.625(a) at reference coordinates (35-12-44 N. and 106-26-57 W.). As requested, we propose to allot DTV Channel \*35 to Albuquerque with a power of 250 and a height above average terrain (HAAT) of 1289 meters.

**DATES:** Comments must be filed on or before March 26, 2001, and reply comments on or before April 10, 2001.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW., Room TW-A325, Washington, DC 20554. In addition to filing comments

<sup>22</sup> 5 U.S.C. 603(c).