

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73****Radio Broadcasting Services; Various Locations**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, on its own motion, editorially amends the Table of FM Allotments to specify the actual classes of channels allotted to various communities. The changes in channel classifications have been authorized in response to applications filed by licensees and permittees operating on these channels. This action is taken pursuant to *Revision of Section 73.3573(a)(1) of the Commission's Rules Concerning the Lower Classification of an FM Allotment*, 4 FCC Rcd 2413 (1989), and the *Amendment of the Commission's Rules to permit FM Channel and Class Modifications [Upgrades] by Applications*, 8 FCC Rcd 4735 (1993).

**DATES:** Effective July 31, 2001.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Report and Order, adopted July 11, 2001, and released July 20, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center, 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., 1231 20th Street, NW, Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

**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:

**PART 73—RADIO BROADCAST SERVICES**

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

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

**§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under Alabama, is amended

by removing Channel 286C3 and adding Channel 286C2 at Albertville.<sup>1</sup>

3. Section 73.202(b), the Table of FM Allotments under Arizona, is amended by removing Channel 255A and adding Channel 255C1 at Leupp.<sup>2</sup>

4. Section 73.202(b), the Table of FM Allotments under Georgia, is amended by removing Channel 228C2 and adding Channel 228C3 at Hazlehurst and by removing Channel 229C2 and adding Channel 229C1 at Jeffersonville.

5. Section 73.202(b), the Table of FM Allotments under Michigan, is amended by removing Channel 240A and adding Channel 240C3 at Fife Lake.

6. Section 73.202(b), the Table of FM Allotments under Minnesota, is amended by removing Channel 295C and adding Channel 295C0 at Rochester.<sup>3</sup>

7. Section 73.202(b), the Table of FM Allotments under Missouri, is amended by removing Channel 298A and adding Channel 298C3 at Monroe City.

8. Section 73.202(b), the Table of FM Allotments under Nevada, is amended by removing Channel 272C and adding Channel 272A at Wendover.

9. Section 73.202(b), the Table of FM Allotments under New Mexico, is amended by removing Channel 288C and adding Channel 288C1 at Grants.

10. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing Channel 297A and adding Channel 297C3 at Jasper.

11. Section 73.202(b), the Table of FM Allotments under Virginia, is amended by removing Channel 291B1 and adding Channel 291A at Exmore.

12. Section 73.202(b), the Table of FM Allotments under Washington, is amended by removing Channel 237C2 and adding Channel 237C1 at Ellensburg and by removing Channel 266A and adding Channel 266C2 at Leavenworth.

<sup>1</sup> On May 25, 2001, the authorization for Channel 286C, Albertville, Alabama, was amended by a one-step application to specify Channel 286C3 in lieu of Channel 286C. See 66 FR 30826, June 8, 2001.

<sup>2</sup> On May 25, 2001, the authorization for Channel 255C, Leupp, Arizona, was amended by a one-step application to specify Channel 255A in lieu of Channel 255C. See 66 FR 30826, June 8, 2001.

<sup>3</sup> See MM Docket No. 98-93 (65 FR 79773, December 20, 2000), 1998 Biennial Regulatory Review—Streamlining of Radio Technical Rules in Parts 73 and 74 of the Commission's Rules, Creation of New Intermediate C0 Station Class and Class C Height Above Average Terrain Minimum. Petition for Reconsideration pending.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 01-18956 Filed 7-30-01; 8:45 am]

**BILLING CODE 6712-01-P**

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

**[DA 01-1733; MM Docket No. 99-14; RM-9442 & RM-9647]**

**Radio Broadcasting Services; Browning, Columbia Falls & Pablo, MT**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In response to a proposal filed by Mountain West Broadcasting, we will allot Channel 276C3 at Columbia Falls, Montana. See 64 FR 5740, February 2, 1999. The coordinates for Channel 276C3 at Columbia Falls are 48-22-30 and 114-10-54. In response to a counterproposal filed by The Battani Corporation we will allot Channel 234C2 at Browning, Montana and Channel 259C2 at Pablo, Montana. The coordinates for Channel 234C2 at Browning are 48-35-03 and 112-59-42. The coordinates for Channel 259C2 at Pablo are 47-36-01 and 114-07-05. Canadian concurrence is required for the allotments at Browning, Columbia Falls and Pablo. A filing window for the Channels at Browning, Columbia Falls and Pablo will not be opened at this time. Instead, the issue of opening these allotments for auction will be addressed by the Commission in a subsequent order.

**DATES:** Effective September 4, 2001.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Report and Order, MM Docket No. 99-14, adopted July 11, 2001, and released July 20, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center, 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

**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:

### PART 73—RADIO BROADCAST SERVICES

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

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

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Montana, is amended by adding Channel 276C3 at Columbia Falls, by adding Browning, Channel 234C2 and by adding Pablo, Channel 259C2.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 01-18955 Filed 7-30-01; 8:45 am]

**BILLING CODE 6712-01-P**

### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 73

[DA 01-1741; MM Docket No. 98-9, RM-9216 and MM Docket No. 98-13, RM-9212]

#### FM Broadcasting Services; Pleasanton, KS and Topeka, Iola, and Emporia, KS

**AGENCY:** Federal Communications Commission

**ACTION:** Final rule

**SUMMARY:** The Commission, in response to the rulemaking petition of Shawnee Broadcasting Corporation (RM-9216), upgrades Station KWIC(FM) by substituting Channel 257C3 (99.3 MHz) for Channel 257A at Topeka, Kansas; substituting Channel 268A (101.5 MHz) for Channel 257A at Station KIKS(FM), Iola, Kansas; substituting Channel 241A (96.1 MHz) for Channel 258A (99.5 MHz) at Station WRVW(FM), Emporia, Kansas; and modifying the licenses of the respective stations, accordingly. *See Notice of Proposed Rulemaking*, 63 FR 7361, published February 13, 1998. In response to the rulemaking petition of the City of Pleasanton, Kansas (RM-9212), the Commission also allotted Channel 229C3 (93.7 MHz) to Pleasanton to provide its first local broadcast radio service. *See Notice of Proposed Rulemaking*, 63 FR 6699, published February 10, 1998. *See Supplemental Information infra.*

**DATES:** Effective September 4, 2001.

**FOR FURTHER INFORMATION CONTACT:** J. Bertron Withers, Jr., Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's consolidated Report and Order, MM Docket Nos. 98-9 and 98-13, adopted July 11, 2001, and released July 20, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room CY-A257), 445 12th Street, SW., Washington, DC 20554. The complete text of this decision also may be purchased from the Commission's copy contractor, International Transcription Service, (202) 857-3800, 1231 20th Street, NW., Washington, DC 20036.

Channel 229C3 can be allotted to Topeka in compliance with the Commission's minimum distance separation requirements at the Shawnee Broadcasting's requested site, located at North Latitude 30°01'12" and West Longitude 95°41'25", 3.5 kilometers from Station KWIC(FM)'s current transmitter site. Channel 268A can be allotted to Iola as a substitute for Channel 257A in compliance with the Commission's minimum distance separation requirements at the current transmitter site for Station KIKS(FM) located at North Latitude 37°54'04" and West Longitude 95°24'04". Channel 241A can be allotted to Emporia as a substitute for Channel 258A at Station KRWV(FM) in compliance with the Commission's minimum distance separation requirements at the current transmitter site for Station KWRV(FM) located at North Latitude 38°24'21" and West Longitude 96°14'13". Channel 229C3 can be allotted to Pleasanton at a site restricted to 22.1 kilometers (13.7 miles) west of Pleasanton at North Latitude 38°14'39" and West Longitude 94°57'14".

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

Radio broadcasting.

### PART 73—RADIO BROADCAST SERVICES

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

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

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments, under Kansas, is amended by adding Channel 257C3 at Topeka; adding Channel 268A at Iola; adding Channel 241A at Emporia; and adding Pleasanton, Channel 229C3.

3. Section 73.202(b), the Table of FM Allotments, under Kansas, is amended by removing Channel 257A at Topeka; removing 257A at Iola; and removing Channel 258A at Emporia.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 01-18957 Filed 7-30-01; 8:45 am]

**BILLING CODE 6712-01-U**

### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 73

[DA 01-1735; MM Docket No. 97-178; RM-8329, RM-8739, RM-10099]

#### Radio Broadcasting Services; West Hurley, Rosendale and Rhinebeck, NY, and North Canaan and Sharon, CT

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** At the request of the State University of New York, this document allots Channel 273A\* to Rhinebeck, New York. This allotment will be reserved for noncommercial educational use. To accommodate Channel 273A\* at Rhinebeck, this document also substitutes Channel 255A for vacant Channel 273A at Rosendale, New York. *See* 62 FR 44436, published August 21, 1997. This document denies a competing request for a Channel 277A\* allotment at North Canaan, Connecticut. The reference coordinates for the Channel 255A allotment at Rosendale, New York, are 41-54-57 and 73-53-54. The reference coordinates for the Channel 273A\* allotment at Rhinebeck, New York, are 41-54-57 and 73-53-54.

**DATES:** Effective September 4, 2001.

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

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order* in MM Docket No. 97-178, adopted July 11, 2001, and released July 20, 2001. The full text of this decision is available for inspection and copying during normal business hours in the FCC's Reference Information Center at Portals II, CY-A257, 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., (202) 857-3800, 1231 20th Street, NW., Washington, DC 20036.

#### 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: