

**List of Subjects in 42 CFR Part 73**

Biologics, Incorporation by reference, Packaging and containers, Penalties, Reporting and recordkeeping requirements, Transportation.

Dated: August 5, 2009.

**Kathleen Sebelius**,  
*Secretary.*

For the reasons stated in the preamble, we are proposing to amend 42 CFR part 73 as follows:

**PART 73—SELECT AGENTS AND TOXINS**

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

**Authority:** 42 U.S.C. 262a; sections 201–204, 221 and 231 of Title II of Public Law 107–188, 116 Stat. 637 (42 U.S.C. 262a).

2. Amend § 73.3 by revising the entry for “South American Haemorrhagic Fever viruses” in paragraph (b) and the reference to it in paragraph (f)(3)(i) to read as follows:

**§ 73.3 HHS select agents and toxins.**

\* \* \* \* \*

(b) \* \* \*

South American Haemorrhagic Fever viruses (Chapare, Junin, Machupo, Sabia, Flexal, Guanarito)

\* \* \* \* \*

(f) \* \* \*

(3) \* \* \*

(i) \* \* \* South American Haemorrhagic Fever viruses (Chapare, Junin, Machupo, Sabia, Flexal, Guanarito) \* \* \*.

\* \* \* \* \*

**§ 73.5 [Amended]**

3. Amend paragraph (a)(3)(i) of § 73.5 by removing the phrase “South American Haemorrhagic Fever viruses (Junin, Machupo, Sabia, Flexal, Guanarito)” and adding in its place “South American Haemorrhagic Fever viruses (Chapare, Junin, Machupo, Sabia, Flexal, Guanarito)”.

**§ 73.9 [Amended]**

4. Amend paragraph (c)(1) of § 73.9 by removing the phrase “South American Haemorrhagic Fever viruses (Junin, Machupo, Sabia, Flexal, Guanarito)” and adding in its place “South American Haemorrhagic Fever viruses (Chapare, Junin, Machupo, Sabia, Flexal, Guanarito)”.

[FR Doc. E9–19737 Filed 8–18–09; 8:45 am]

**BILLING CODE 4160–17–P**

**FEDERAL MARITIME COMMISSION****46 CFR Part 535**

[Docket No. 09–02]

RIN 3072–AC35

**Repeal of Marine Terminal Agreement Exemption**

**AGENCY:** Federal Maritime Commission.

**ACTION:** Notice of proposed rulemaking; extension of comment period.

**SUMMARY:** In a proposed rule published in the Federal Register on July 2, 2009, the Federal Maritime Commission proposed to repeal the exemption from the 45-day waiting period requirement applicable to certain Marine Terminal Agreements. The Commission also proposed to correct a typographical error in its regulations. This document extends the comment period.

**DATES:** Comments on the proposed rule published July 2, 2009 (74 FR 31666), are due by September 8, 2009.

**ADDRESSES:** Address all comments concerning this proposed rule to: Karen V. Gregory, Secretary, Federal Maritime Commission, 800 North Capitol Street, NW., Room 1046, Washington, DC 20573–0001, *Secretary@fmc.gov*, (202) 523–5725.

**FOR FURTHER INFORMATION CONTACT:** Peter J. King, General Counsel, Federal Maritime Commission, 800 North Capitol Street, NW., Room 1018, Washington, DC 20573–0001, *generalcounsel@fmc.gov*, (202) 523–5740.

**Karen V. Gregory**,  
*Secretary.*

[FR Doc. E9–19901 Filed 8–18–09; 8:45 am]

**BILLING CODE P**

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

[DA 09–1727; MB Docket No. 09–130; RM–11538]

**Radio Broadcasting Services; Maupin, OR**

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Audio Division at the request of Maupin Broadcasting Company proposes the allotment of Channel 244C2 at Maupin, Oregon, as its first local service. A staff engineering analysis indicates that Channel 244C2 can be allotted to Maupin consistent

with the minimum distance separation requirements of the Rules with a site restriction 1.2 kilometers (0.7 miles) west located at reference coordinates 45–10–24 NL and 121–05–43 WL.

**DATES:** Comments must be filed on or before September 24, 2009, and reply comments on or before October 9, 2009.

**ADDRESSES:** Secretary, Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Mathew H. McCormick, Esq., c/o Maupin Broadcasting Company, Fletcher, Heald & Hildreth, PLC, 1300 North 17th Street, 11th Floor, Arlington, Virginia 22209.

**FOR FURTHER INFORMATION CONTACT:** Rolanda F. Smith, Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission’s Notice of Proposed Rule Making, MB Docket No. 09–130, adopted July 30, 2009, and released August 3, 2009. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC’s Reference Information Center at Portals II, CY–A257, 445 Twelfth Street, SW., Washington, DC 20554. This document may also be purchased from the Commission’s duplicating contractors, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY–B402, Washington, DC 20554, telephone 1–800–378–3160 or via e-mail <http://www.BCPIWEB.com>. This document does not contain proposed information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. In addition, therefore, it does not contain any proposed information collection burden “for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107–198, *see* 44 U.S.C. 3506(c)(4).

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.