Internet. The *Second Report and Order* also denied a request by G.E. Interlogix to allow security system setup transmissions of greater duration than the five second limit currently in § 15.231(a) of the rules. A Final Regulatory Flexibility Analysis was incorporated in the *Second Report and Order*.[5] Following publication of the *Second Report and Order*, Cisco and ITI filed their petitions seeking to allow the compliance information statement for equipment authorized under the DoC procedure to be provided in alternative forms. G.E. Interlogix filed a petition requesting that the Commission reconsider its denial of G.E. Interlogix's request to permit longer duration transmissions during the setup of security systems. In the *Memorandum Opinion and Order* we are amending the rules to allow DoC compliance information statements to be included in alternative forms and to allow longer duration setup transmissions for security systems.

14. These amendments to the rules will affect manufacturers of radio frequency devices that are authorized under the DoC procedure and manufacturers of security systems, and it is the Commission's belief that many of these manufacturers are small businesses. The changes in the *Memorandum Opinion and Order* are deregulatory in nature because they eliminate the need for manufacturers to supply paper statements with equipment subject to DoC and allow greater flexibility in the setup of security systems. For this reason, these changes will not result in a ''significant economic burden'' on manufacturers. Therefore, we certify that the amendments included in the *Memorandum Opinion and Order* will not have a significant economic impact on a substantial number of small entities.

15. The Commission will send a copy of the *Memorandum Opinion and Order,* including a copy of this final certification, in a report to Congress pursuant to the Small Business Regulatory Enforcement Fairness Act of 1996.[6] In addition, the *Memorandum Opinion and Order* and this certification will be sent to the Chief Counsel for Advocacy of the Small Business Administration.

Ordering Clauses

16. Pursuant to the authority contained in sections 4(i), 301, 302, 303(e), 303(f) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 301, 302, 303(e), 303(f) and 303(r), this *Memorandum Opinion and Order* is adopted and parts 2 and 15 of the Commission's Rules are amended as set forth in the attached appendix effective 30 days after publication in the **Federal Register**.

17. Pursuant to the authority contained in sections 4(i), 301, 302, 303(e), 303(f), and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 301, 302, 303(e), 303(f) and 303(r), the motion for partial reconsideration filed by Cisco Systems, Inc. on September 12, 2003 is granted to the extent indicated herein.

18. Pursuant to the authority contained in sections 4(i), 301, 302, 303(e), 303(f) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 301, 302, 303(e), 303(f) and 303(r), the motion for reconsideration and clarification filed by the Information Technology Institute on September 17, 2003 is granted in part and denied in part to the extent indicated herein.

19. Pursuant to the authority contained in sections 4(i), 301, 302, 303(e), 303(f) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 301, 302, 303(e), 303(f) and 303(r), the petition for reconsideration filed by G.E. Interlogix, Inc. on January 8, 2004 is granted to the extent indicated herein.

20. The Commission's Consumer and Governmental Affairs Bureau, Reference Information Center, shall send a copy of this *Memorandum Opinion and Order,* including the Final Regulatory Flexibility Certification, to the Chief Counsel for Advocacy of the Small Business Administration.

List of Subjects in Parts 2 and 15

Communications equipment.

Federal Communications Commission.

William F. Caton,

Deputy Secretary.

Rule Changes

For the reasons set forth in the preamble, the Federal Communications Commission amends 47 CFR parts 2 and 15 to read as follows:

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

■ 1. The authority citation for part 2 continues to read as follows:

Authority: 47 U.S.C. 154, 302a, 303, and 336 unless otherwise noted.

■ 2. Section 2.1077 is amended by revising paragraph (c) to read as follows:

§ 2.1077 Compliance information.

* * * * *

(c) The compliance information statement shall be included in the user's manual or as a separate sheet. In cases where the manual is provided only in a form other than paper, such as on a computer disk or over the Internet, the information required by this section may be included in the manual in that alternative form, provided the user can reasonably be expected to have the capability to access information in that form.

PART 15—RADIO FREQUENCY DEVICES

■ 3. The authority citation for part 15 continues to read as follows:

Authority: 47 U.S.C. 154, 302a, 303, 304, 307, 336 and 544a.

■ 4. Section 15.231 is amended by adding paragraph (a)(5) to read as follows:

§ 15.231 Periodic operation in the band 40.66–40.70 MHz and above 70 MHz.

(a) * * *

■ (5) Transmission of set-up information for security systems may exceed the transmission duration limits in paragraphs (a)(1) and (a)(2) of this section, provided such transmissions are under the control of a professional installer and do not exceed ten seconds after a manually operated switch is released or a transmitter is activated automatically. Such set-up information may include data.

* * * * *

[FR Doc. 04–27048 Filed 12–8–04; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 64

[CC Docket No. 96–128; FCC 03–235]

The Pay Telephone Reclassification and Compensation Provisions of the Telecommunications Act of 1996

AGENCY: Federal Communications Commission.

ACTION: Final rule; confirmation of effective date.

SUMMARY: The Federal Communications Commission received Office of Management and Budget (OMB) approval for the new public information collection, Pay Telephone Reclassification and Compensation Provisions of the Telecommunications Act of 1996, CC Docket 96–128, OMB Control Number 3060–1046. The

[5] *See* 68 FR 68531, 68541, December 9, 2003.

[6] *See* 5 U.S.C. 801(a)(1)(A).

Commission previously announced in a notice that OMB Control No. 3060–1046 and associated rules 47 CFR 64.1300, 64.1310, and 64.1320 became effective July 1, 2004 (69 FR 26825 May 14, 2004). By this document, we confirm that OMB Control No. 3060–1046 and the associated final rules 47 CFR 64.1300, 64.1310, and 64.1320 were effective on July 1, 2004.

DATES: The rules in 47 CFR 64.1300, 64.1310, 64.1320 published at 68 FR 62751 (November 6, 2003) became effective July 1, 2004.

FOR FURTHER INFORMATION CONTACT: Darryl Cooper Attorney-Advisor, Competition Policy Division, Wireline Competition Bureau, at (202) 418–7131, or via the Internet at *darryl.cooper@fcc.gov* or Denise A. Coca, Attorney-Advisor, Competition Policy Division, Wireline Competition Bureau, at (202) 418–0574, or via the Internet at *denise.coca@fcc.gov.*

SUPPLEMENTARY INFORMATION: The Federal Communications Commission has received OMB approval for a new information collection in Pay Telephone Reclassification and Compensation Provisions of the Telecommunications Act of 1996, CC Docket 96–128, 68 FR 62751, November 6, 2003, which adopts new rules that place liability to compensate a payphone service provider for payphone-originated calls on the facilities-based carrier, as defined in the rules, that completes these calls on switches that the carrier leases or owns. Through this document, the Commission confirms that it received OMB approval on May 5, 2004; OMB Control No. 3060–1046. Accordingly, the interim rules were vacated, and the effective date for this collection and associated final rules 47 CFR 64.1300, 64.1310, and 64.1320 was July 1, 2004.

Pursuant to the Paperwork Reduction Act of 1995, Public Law 104–13, an agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. Notwithstanding any other provisions of law, no person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act that does not display a valid control number. Questions concerning the OMB control numbers and expiration dates should be directed to Paul J. Laurenzano, Federal Communications Commission, 445 12th Street, SW., Washington DC 20554, (202) 418–1359 or via the Internet at *plaurenz@fcc.gov.*

Federal Communications Commission.

William F. Caton,

Deputy Secretary.

[FR Doc. 04–27051 Filed 12–8–04; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 04–3623, MB Docket No. 04–283, RM–10965]

Digital Television Broadcast Service; Kalispell, MT

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Montana State University, allots DTV channel *46 for noncommercial use at Kalispell, Montana. *See* 69 FR 47399, August 5, 2004. DTV channel *46 can be allotted to Kalispell, Montana, in compliance with the principle community coverage requirements of Section 73.625(a) at reference coordinates 48–00–48 N. and 114–21–55 W. Since the community of Kalispell is located within 400 kilometers of the U.S.-Canadian border, concurrence from the Canadian government was obtained for this allotment. With this action, this proceeding is terminated.

DATES: Effective January 14, 2005.

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

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MB Docket No. 04–283, adopted November 16, 2004, and released November 30, 2004. The full text of this document is available for public inspection and copying during regular business hours in the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC. This document may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 301–816–2820, facsimile 301–816–0169, or via e-mail *joshir@erols.com*.

This document does not contain [new or modified] information collection requirements subject to the Paperwork Reduction Act of 1995 (PRA), Public Law 104–13. In addition, therefore, it does not contain any new or modified ''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).

The Commission will send a copy of this Report & Order in a report to be sent to Congress and the General Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

List of Subjects in 47 CFR Part 73

Digital television broadcasting, Television.

■ 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 and 336.

§ 73.622 [Amended]

■ 2. Section 73.622(b), the Table of Digital Television Allotments under Montana, is amended by adding DTV channel *46 at Kalispell.

Federal Communications Commission.

Barbara A. Kreisman,

Chief, Video Division, Media Bureau.

[FR Doc. 04–27043 Filed 12–8–04; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 04–3622, MB Docket No. 04–260, RM–10616]

Television Broadcast Service and Digital Television Broadcast Service; Tulsa, OK

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Global Education Development, Inc., Broadcasting for the Challenged, Inc., Faith That Pleases God Church, Creative Educational Media Corporation, Oral Roberts University, and the Community Television Educators, Inc., substitutes DTV channel *26 for channel *63 at Tulsa. *See* 69 FR 45664, July 30, 2004. DTV channel can be allotted to Tulsa, Oklahoma, in compliance with the principle community coverage requirements of Section 73.625(a) at reference coordinates 36–04–56 N. and 95–45–27 W. with a power of 200, HAAT of 94 meters and with a DTV service