

completing the Universal Service Worksheet. In order to facilitate the timely filing of Universal Service Worksheets and implementation of the universal service support mechanisms, and because the action we take represents an interim solution to a problem that will be addressed more comprehensively in a forthcoming order on reconsideration of the Universal Service Order, in CC Docket No. 96-45, we find that compliance with the notice and comment provisions of the APA is impracticable at this time.

III. Procedural Matters

Effective Date

We find that the conclusions adopted herein should become effective immediately upon release of the Order.

IV. Ordering Clauses

Accordingly, it is ordered, pursuant to sections 1-4, 254 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151-154, and 254 that the Order on Reconsideration of the Report and Order and Second Order on Reconsideration in CC Docket Nos. 97-21 and 96-45, FCC 97-253, is adopted.

It is further ordered, pursuant to sections 1-4, 254 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151-154, and 254 that the Second Report and Order in CC Docket No. 96-45 is adopted.

It is further ordered that the conclusions adopted in this order shall become effective immediately upon release of this Order.

List of Subjects

47 CFR Part 54

Universal Service.

47 CFR Part 64

Communications common carriers.

47 CFR Part 69

Communications common carriers.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 97-23829 Filed 9-8-97; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR PART 68

[CC Docket Nos. 96-128 and 91-35; DA 97-1793]

Pay Telephone Equipment Grandfathering

AGENCY: Federal Communications Commission.

ACTION: Memorandum Opinion and Order.

SUMMARY: The Federal Communications Commission (Commission) amends its rules concerning the connection of terminal equipment to the telephone network. The amendments allow certain terminal equipment presently connected to a central-office-implemented payphone to remain connected without registration. Registration is required, however, if such equipment is modified.

EFFECTIVE DATE: October 5, 1997

ADDRESSES: This document may be viewed at the Federal Communications Commission, Reference Center, Room 239, 1919 M Street NW, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT:

Technical Information: William Von Alven, 202-418-2342.

Legal Information: Alan Thomas, 202-418-2338.

SUPPLEMENTARY INFORMATION: The adopted rules are part of the Commission's efforts to ensure that competition among payphone providers exists by enabling independent payphone providers to use central-office-implemented coin pay telephones as well as instrument-implemented payphones. The adopted rules provide that terminal equipment, including premises wiring, that is directly connected to a central-office-implemented telephone on or before October 8, 1997, does not have to be registered, unless subsequently modified. Modifications are any changes that affect the Part-68 related characteristics of that equipment at the network interface. Additionally, new installations of terminal equipment, including premises wiring, may occur until April 8, 1999, without registration of any central-office-implemented telephone equipment involved, provided that the terminal equipment is of a type directly connected to a central-office-implemented telephone as of October 8, 1997.

List of Subjects in 47 CFR Part 68

Communications common carriers, Communications equipment, Reporting and recordkeeping requirements.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

Rule Changes

Part 68 of Title 47 of the Code of Federal Regulations is amended to read as follows:

PART 68—CONNECTION OF TERMINAL EQUIPMENT TO THE TELEPHONE NETWORK

1. The authority citation for Part 68 continues to read:

Authority: 47 U.S.C. 154, 155.

2. Section 68.2 is amended by adding a new paragraph (l) before the concluding paragraph to read as follows:

§ 68.2 Scope.

* * * * *

(l) *Grandfathered central office implemented payphone equipment.* (1) Terminal equipment, including its premises wiring, that is directly connected to a central-office-implemented telephone on or before October 8, 1997, may remain for service life without registration, unless subsequently modified. Service life means that life of the equipment until retired from service. Modification means changes to the equipment that affect the Part 68-related characteristics of that equipment at the network interface.

(2) New installation of terminal equipment, including its premises wiring, may occur until April 8, 1999, without registration of any central-office-implemented telephone equipment involved, provided that the terminal equipment is of a type directly connected to a central-office-implemented telephone as of October 8, 1997. This terminal equipment may remain connected and be reconnected to a central-office-implemented telephone.

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[FR Doc. 97-23528 Filed 9-8-97; 8:45 am]

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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).*

EFFECTIVE DATE: September 9, 1997.

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 August 20, 1997, and released August 29, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., 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—[AMENDED]

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

Authority: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Arizona, is amended by removing Channel 250C3 and adding Channel 250C1 at Tuba City.

3. Section 73.202(b), the Table of FM Allotments under Colorado, is amended by removing Channel 245C2 and adding Channel 245A at Steamboat Springs.

4. Section 73.202(b), the Table of FM Allotments under Hawaii, is amended by removing Channel 224C2 and adding Channel 224A at Hilo.

5. Section 73.202(b), the Table of FM Allotments under Maine, is amended by removing Channel 269A and adding Channel 270C2 at Presque Isle.

6. Section 73.202(b), the Table of FM Allotments under Michigan, is amended

by removing Channel 251C3 and adding Channel 251C2 at Glen Arbor.

7. Section 73.202(b), the Table of FM Allotments under Montana, is amended by removing Channel 292C2 and adding Channel 292C at Kalispell.

8. Section 73.202(b), the Table of FM Allotments under Tennessee, is amended by removing Channel 240C3 and adding Channel 240C2 at Livingston.

9. Section 73.202(b), the Table of FM Allotments under Washington, is amended by removing Channel 237A and adding Channel 237C3 at Hoquiam. Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-23826 Filed 9-8-97; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Parts 25 and 32

RIN 1018-AE18

1997-98 Refuge-Specific Hunting and Sport Fishing Regulations

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Final rule.

SUMMARY: This rule adds additional national wildlife refuges to the list of areas open for hunting and/or sport fishing, along with pertinent refuge-specific regulations for such activities; and amends certain regulations on other refuges that pertain to migratory game bird hunting, upland game hunting, big game hunting and sport fishing.

DATES: This rule is effective September 9, 1997.

FOR FURTHER INFORMATION CONTACT: Stephen R. Vehrs, (703) 358-2397.

SUPPLEMENTARY INFORMATION: Refuge hunting and fishing programs are reviewed annually to determine whether additional refuges should be added or whether individual refuge regulations governing existing programs should be modified, deleted or have additions made to them. Changing environmental conditions, State and Federal regulations, and other factors affecting wildlife populations and habitat may warrant modifications ensuring continued compatibility of hunting and fishing with the purposes for which individual refuges, and the National Wildlife Refuge System (System) were established.

The Fish and Wildlife Service (Service) has determined uses in this

final rule are compatible with the purposes for which these refuges were established. The Service further determined that this action is in accordance with the provisions of all applicable laws, is consistent with principles of sound fish and wildlife management, helps implement Executive Orders 12996 (Management and Public Use of the National Wildlife Refuge System) and 12962 (Recreational Fisheries) and is otherwise in the public interest by providing additional recreational opportunities at national wildlife refuges. Sufficient funds will be available within the refuge budgets to operate the hunting and sport fishing programs.

The Service generally closes national wildlife refuges to hunting and sport fishing until opened by rulemaking. The Secretary of the Interior (Secretary) may open refuge areas to hunting and/or fishing upon a determination that such uses are compatible with the purpose(s) for which the refuge was established. The action also must be in accordance with provisions of all laws applicable to the areas, must be consistent with the principles of sound fish and wildlife management, and otherwise must be in the public interest.

50 CFR parts 25 and 32 contain administrative provisions and other provisions governing hunting and fishing on national wildlife refuges. Hunting and fishing are regulated on refuges to:

- Ensure compatibility with refuge and System purposes;
- Properly manage the fish and wildlife resource;
- Protect other refuge values; and
- Ensure refuge user safety.

On many refuges, the Service policy of adopting State hunting and fishing regulations is adequate in meeting these objectives. On other refuges, it is necessary to supplement State regulations with more restrictive Federal regulations to ensure that the Service meets its management responsibilities, as outlined under the section entitled "Statutory Authority." The Service issues refuge-specific hunting and fishing regulations when opening a national wildlife refuge to either migratory game bird hunting, upland game hunting, big game hunting or sport fishing. These regulations list the wildlife species that may be hunted or are subject to sport fishing, seasons, bag limits, methods of hunting or fishing, descriptions of open areas, and other provisions as appropriate. Previously issued refuge-specific regulations for hunting and fishing are contained in 50 CFR part 32. Many of the amendments to these sections are