

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: Sections 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 South Carolina, is amended by adding Forest Acres, Channel 232A.

Federal Communications Commission.
John A. Karousos,
Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 96-16955 Filed 7-2-96; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 95-46; RM-8594]

Radio Broadcasting Services; Edenton, Columbia and Pine Knoll Shores, NC

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Lawrence F. and Margaret A. Loesch, substitutes Channel 273C1 for Channel 273C2 at Edenton, NC, reallots Channel 273C1 from Edenton to Columbia, NC, and modifies the license of Station WERX-FM to specify operation on the higher class channel and Columbia as its community of license. See 60 FR 19878, April 21, 1995. The proposal to substitute Channel 290A for vacant but applied-for Channel 272A at Pine Knoll Shores, NC, is moot since the Commission deleted the channel, without replacement, and dismissed the sole application for the channel. See 10 FCC Rcd 13159 (1995). Channel 273C1 can be allotted to Columbia in compliance with the Commission's minimum distance separation requirements with a site restriction of 24.7 kilometers (15.3 miles) south-southeast, at coordinates 35-42-48 NL; 76-08-34 WL, to avoid short-spacings to Stations WOLC, Channel 273B, Princess, MD, and WHLQ, Channel 273A, Louisburg, NC. With this action, this proceeding is terminated.

EFFECTIVE DATE: August 12, 1996.

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 95-46, adopted June 21, 1996, and released June 28, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC 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 contractor, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

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 North Carolina, is amended by removing Channel 273C2 at Edenton and adding Channel 273C1 at Columbia.

Federal Communications Commission.
John A. Karousos,
Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 96-16956 Filed 7-2-96; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 96-29; RM-8731]

Radio Broadcasting Services; Chester and Richmond, VA

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Hoffman Communications, Inc., substitutes Channel 266A for Channel 289A for Station WDYL(FM) at Chester, Virginia; and substitutes Channel 289A for Channel 266A for Station WSMJ(FM) at Richmond, Virginia; and modifies the authorizations of Station WDYL(FM) and WSMJ(FM), respectively. Channel 266A can be allotted to Chester and Channel 289A can be allotted to

Richmond in compliance with the Commission's minimum distance separation requirements and can be used at the transmitter sites specified in Stations WDYL(FM)'s and WSMJ(FM)'s authorizations, respectively. The coordinates for Channel 266A at Chester, Virginia, are 37-22-58 and 77-25-41. The coordinates for Channel 289A at Richmond, Virginia, are 37-30-52 and 77-30-28. With this action, this proceeding is terminated.

EFFECTIVE DATE: August 12, 1996.

FOR FURTHER INFORMATION CONTACT: Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 96-29, adopted June 21, 1996, and released June 28, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC 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 contractor, ITS, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

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 Virginia, is amended by removing Channel 289A and adding Channel 266A at Chester; and by removing Channel 266A and adding Channel 289A at Richmond.

Federal Communications Commission.
John A. Karousos,
Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 96-16957 Filed 7-2-96; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 96-30; RM-8762]

Television Broadcasting Services; Antigo, WI

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Action in this proceeding allots UHF Television Channel 46 to Antigo, Wisconsin, in response to a petition filed by Robert J. Cox d/b/a Native American Television. The coordinates for Channel 46 at Antigo are 45-08-54 and 89-09-00. Canadian concurrence has been obtained for this allotment.

EFFECTIVE DATE: August 12, 1996.

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. 96-30, adopted June 21, 1996, and released June 28, 1996. 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 Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

List of Subjects in 47 CFR Part 73
Television 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.

§ 73.606 [Amended]

2. Section 73.606(b), the Table of TV Allotments under Wisconsin, is amended by adding Antigo, Channel 46. Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 96-16953 Filed 7-2-96; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Office of the Secretary

49 CFR Part 1

[OST Docket No. 1; Amdt. 1-277]

Organization and Delegation of Powers and Duties; Delegation to the Commandant, United States Coast Guard

AGENCY: Office of the Secretary, DOT.

ACTION: Final rule.

SUMMARY: The Secretary of Transportation has delegated to the Commandant, United States Coast Guard, the authority contained in 14 U.S.C. 326 to remove an officer from active duty, and the authority in 14 U.S.C. 256(b), to establish the promotion zone for rear admiral (lower half). The *Code of Federal Regulations* does not reflect these delegations; therefore, a change is necessary.

EFFECTIVE DATE: July 3, 1996.

FOR FURTHER INFORMATION CONTACT: LCDR Michael Lehocky, Human Resources Directorate, (202) 267-1664, U.S. Coast Guard, 2100 Second Street, SW., Washington, DC 20593; LCDR Vincent DeLaurentis, Coast Guard Personnel Command, (202) 267-2883, U.S. Coast Guard, 2100 Second Street, SW., Washington, DC 20593; or Ronald Gordon, Executive Secretariat, (202) 366-9761, Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590.

SUPPLEMENTARY INFORMATION: Section 256(b) of Title 14, U.S. Code contains the Secretary's authority to establish the promotion zone for rear admirals. On September 16, 1986, then Secretary Elizabeth Dole delegated to the Commandant, United States Coast Guard, the Secretary's authority under 14 U.S.C. 256(b) to establish the promotion zone for rear admiral (lower half) provided that all captains eligible for consideration under the provisions of section 257(a)(5), Title 14, U.S. Code are placed in the zone. The necessary changes to the Code of Federal Regulations were never completed, however, and the current CFR sections relating to delegations still show this authority reserved to the Secretary of Transportation. (See 49 CFR 1.44(m)(3)).

Title 14, U.S. Code, sections 321, 322, and 323 provide a three-board (Determination Board, Board of Inquiry, and Board of Review) process to consider the record of a Coast Guard officer whose performance is substandard or whose record shows moral or professional dereliction. If the

third board, the Board of Review, recommends separation of the officer, 14 U.S.C. 326 requires that recommendation to be forwarded to the Secretary for final action. On January 6, 1987, then Secretary Elizabeth Dole delegated the Secretary's authority under 14 U.S.C. 326 to the Commandant of the Coast Guard. The necessary changes to the Code of Federal Regulations were never completed, however, and the current CFR sections relating to delegations still show this authority reserved to the Secretary of Transportation. (See 49 CFR 1.44(m)(4)).

This rule removes the reservations of authority in section 1.44 and adds specific delegations of authority to 49 CFR 1.46, thus amending the codification to correctly reflect secretarial delegations of authority to the Commandant of the Coast Guard.

Since this amendment relates to departmental management, organization, procedure, and practice, notice and comment on it are unnecessary and it may be made effective in fewer than 30 days after publication in the Federal Register. Therefore, this final rule is effective upon publication in the Federal Register.

List of Subjects in 49 CFR Part 1

Authority delegations (Government agencies), Organization and functions (Government agencies).

In consideration of the foregoing, Part 1 of Title 49, Code of Federal Regulations, is amended to read as follows:

PART 1—[AMENDED]

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

Authority: 49 U.S.C. 322; Pub.L. 101-552, 28 U.S.C. 2672, 31 U.S.C. 3711(a)(2).

§ 1.44 [Amended]

2. Sections 1.44(m)(3) and 1.44(m)(4) are removed and reserved.

§ 1.46 [Amended]

3. Section 1.46 is amended by adding new paragraphs (aaa) and (bbb) to read as follows:

§ 1.46 Delegations to Commandant of the Coast Guard.

* * * * *

(aaa) Establish the promotion zone for rear admiral (lower half), provided all captains eligible for consideration under the provisions of section 257(a)(5), Title 14, U.S. Code, are placed in the zone.

(bbb) Remove an officer from active duty under section 326, Title 14, U.S. Code.