

At the same time EPA is providing 30 days for submission of public comments. EPA will consider all written comments submitted in the allotted time period to determine if any change to this rule is necessary.

#### V. Administrative Requirements

##### A. Paperwork Reduction Act

The information collection requirements of the previously promulgated NESHAP were submitted to and approved by the Office of Management and Budget (OMB). A copy of this Information Collection Request (ICR) document (OMB number 1611.02) may be obtained from Sandy Farmer, Information Policy Branch (PM-223Y); U.S. Environmental Protection Agency; 401 M Street, SW; Washington, DC 20460 or by calling (202) 260-2740.

Today's changes to the NESHAP should have no impact on the information collection burden estimates made previously. Today's action merely extends the date of compliance with the MRR requirements in the rule for the existing affected sources in California. These changes do not impose new requirements. Consequently, the ICR has not been revised.

##### B. Executive Order 12866 Review

Under Executive Order 12866, the EPA must determine whether the proposed regulatory action is "significant" and therefore, subject to OMB review and the requirements of the executive order. The Order defines "significant" regulatory action as one that is likely to lead to a rule that may:

(1) Have an annual effect on the economy of \$100 million or more or adversely affect in a material way the economy, a sector of the economy, productivity, competition, jobs, the environment, public health or safety in State, local, or tribal governments or communities;

(2) Create a serious inconsistency or otherwise interfere with an action taken or planned by another agency;

(3) Materially alter the budgetary impact of entitlements, grants, user fees or loan programs or the rights and obligations of recipients thereof; or

(4) Raise novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in the executive order.

The Chrome Electroplating NESHAP promulgated on January 25, 1995 was determined by OMB to be a "significant regulatory action" within the meaning of the Executive Order. For this reason OMB reviewed the final rule as promulgated. However, today's action merely extends for certain sources the

compliance deadline for MRR requirements. These changes do not add any additional control requirements or costs. Therefore, this regulatory action does not affect the previous decision and is not considered to be significant.

##### C. Submission to Congress and the General Accounting Office

Under 5 U.S.C. 801(a)(1)(A) of the Administrative Procedures Act (APA), as amended by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the General Accounting Office prior to publication of the rule in today's Federal Register. This rule is not a "major rule" as defined by 5 U.S.C. 804(2) of the APA, as amended.

##### D. Unfunded Mandates

Under Section 202 of the Unfunded Mandates Reform Act of 1995, the EPA must prepare a budgetary impact statement to accompany any proposed or final rule that includes a Federal mandate that may result in estimated costs to State, local, or tribal governments in the aggregate; or to the private sector, of \$100 million or more. Under Section 205, the EPA must select the least costly, most cost-effective or least burdensome alternative that achieves the objectives of the rule and is consistent with statutory requirements. Section 203 requires the EPA to establish a plan for informing and advising any small governments that may be significantly or uniquely impacted by the rule.

The EPA has determined that the action promulgated today does not include a Federal mandate that may result in estimated costs of \$100 million or more to either State, local, or tribal governments in the aggregate, or to the private sector. Therefore, the requirements of the Unfunded Mandates Reform Act do not apply to this action.

##### List of Subjects in 40 CFR Part 63

Environmental protection, Air pollution control, Hazardous substances, Reporting and recordkeeping requirements.

Dated: January 24, 1997.

Carol M. Browner,  
*Administrator.*

For the reasons set out in the preamble, title 40, chapter I, part 63, subpart N, of the Code of Federal Regulations is amended as follows:

## PART 63—[AMENDED]

1. The authority citation for part 63 continues to read as follows:

Authority: 42 U.S.C. 7401, *et seq.*

### Subpart N—National Emission Standards for Chromium Emissions From Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks

2. Section 63.347 is amended by revising paragraph (e)(4) to read as follows:

#### § 63.347 Reporting requirements.

\* \* \* \* \*

(e) \* \* \*

(4) For sources that are not required to complete a performance test in accordance with § 63.343(b), the notification of compliance status shall be submitted to the Administrator no later than 30 days after the compliance date specified in § 63.343(a), except, the date on which sources in California shall monitor the surface tension of the anodizing bath is extended from January 25, 1997, to July 24, 1997.

\* \* \* \* \*

[FR Doc. 97-2326 Filed 1-29-97; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 95-127; RM-8676; RM-8726]

### Radio Broadcasting Services; Comobabi, Florence, Oracle, and San Carlos, AZ

AGENCY: Federal Communications Commission.

ACTION: Final rule.

**SUMMARY:** This document reallots Channel 276C2 from San Carlos to Florence, Arizona, as a Class C1 channel, and modifies the authorization of Desert West Air Ranchers Corporation for Station KCDX(FM) to specify operation on Channel 276C1 at Florence, pursuant to the provisions of Section 1.420 (g) and (i) of the Commission's Rules, in response to a counterproposal filed by Desert West Air Ranchers ("Desert West") (RM-8726). See 60 FR 40146, August 7, 1995. The allotment of Channel 276C1 to Florence will provide that community with its first local aural transmission service, and enable Station KCDX(FM) to expand its coverage area. Channel 292A is substituted for Channel 279A at

Oracle, Arizona, to accommodate the Florence allotment and modification, and the license of Desert West for Station KLQB(FM), Oracle, is modified accordingly. Additionally, Channel \*275A is substituted for vacant Channel \*276A at Comobabi, Arizona, as requested by Desert West. Although a proposal to allot a second Class A channel to Oro Valley, Arizona, initiated this proceeding in response to a petition filed by Rita Bonilla (RM-8676), it will be addressed in the context of a Second Report and Order, pending concurrence of the Mexican government thereto. Coordinates used for Channel 276C1 at Florence, Arizona, are 33-03-30 and 110-47-00; coordinates used for Channel 292A at Oracle, Arizona, are 32-37-07 and 110-47-20; coordinates used for Channel \*275A at Comobabi, Arizona, are 32-07-30 and 111-53-00. As Florence, Oracle and Comobabi are located within 320 kilometers (199 miles) of the Mexican border, the Commission obtained concurrence of the Mexican government to the allotment proposals at each of those communities. With this action, the proceeding is terminated with regard to RM-8726.

**EFFECTIVE DATE:** March 10, 1997.

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

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's First Report and Order, MM Docket No. 95-127, adopted January 21, 1997, and released January 24, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC'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

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. § 73.202(b), the Table of FM Allotments under Arizona, is amended

by removing Channel \*276A and adding Channel \*275A at Comobabi.

3. § 73.202(b), the Table of FM Allotments under Arizona, is amended by adding Florence, Channel 276C1.

4. § 73.202(b), the Table of FM Allotments under Arizona, is amended by removing Channel 279A and adding Channel 292A at Oracle.

5. § 73.202(b), the Table of FM Allotments under Arizona, is amended by removing San Carlos, Channel 276C2.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-2144 Filed 1-29-97; 8:45 am]

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#### **NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

**48 CFR Parts 1805, 1815, 1831, 1834, 1835, 1836, 1837, 1839, 1841, 1852, 1870, 1871, and 1872**

#### **Rewrite of the NASA FAR Supplement (NFS)**

**AGENCY:** Office of Procurement, National Aeronautics and Space Administration (NASA).

**ACTION:** Final rule.

**SUMMARY:** As part of the National Performance Review initiative to streamline and clarify regulations, NASA is revising its regulations in 48 CFR part 1834, Major System Acquisitions; part 1835, Research and Development Contracting; part 1836, Construction and Architect-Engineer Contracts; part 1837, Service Contracting; part 1839, Acquisition of Information Technology; and part 1841, Acquisition of Utility Services. This rule also adds a new part 1872 on Acquisitions of Investigations and amends part 1815, Contracting by Negotiation, to reflect these other regulatory changes.

This rule restores some sections in part 1831, Contract Cost Principles and Procedures, and in part 1852, Solicitation Provisions and Contract Clauses, that were inadvertently removed in a final rule published October 28, 1996 (61 FR 55753).

This rule amends part 1871, Midrange Procurement Procedures, in order to conform its provisions to those of recently established FAR regulations on a test program for certain commercial items. Also in this rule, the numbering of regulatory sections has been changed to indicate the exact section of the FAR being implemented or supplemented.

**EFFECTIVE DATE:** January 30, 1997.

**FOR FURTHER INFORMATION CONTACT:** Mr. Thomas O'Toole, (202) 358-0478; Mr. Bruce King, (202) 358-0461.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

The National Performance Review urged agencies to streamline and clarify their regulations. The NFS rewrite initiative was established to pursue these goals by conducting a section by section review of the NFS to verify its accuracy, relevancy, and validity. The NFS will be rewritten in blocks of parts and issued through Procurement Notices (PNs). Upon completion of all parts, the NFS will be reissued in a new edition.

##### **Impact**

NASA certifies that this regulation will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). This rule does not impose any reporting or record keeping requirements subject to the Paperwork Reduction Act.

List of Subjects in 48 CFR Parts 1805, 1815, 1831, 1834, 1835, 1836, 1837, 1839, 1841, 1852, 1870, 1871, and 1872

Government Procurement.

Tom Luedtke,

Deputy Associate Administrator for Procurement.

Accordingly, 48 CFR Parts 1805, 1815, 1831, 1834, 1835, 1836, 1837, 1839, 1841, 1852, 1870, 1871 and 1872 are amended as follows:

1. The authority citation for 48 CFR Part 1805 continues to read as follows:

Authority: 42 U.S.C. 2473(c)(1).

#### **PART 1805—PUBLICIZING CONTRACT ACTIONS**

##### **1805.303-71 [Amended]**

2. In section 1805.303-71, the section heading and paragraphs (a) introductory text and (a)(3) are revised to read as follows:

##### **1805.303-71 Administrator's notice of significant contract actions (ANOSCs).**

(a) In addition to the public announcement requirements described in 1805.303-70, contracting officers shall notify the Administrator of the following significant actions at least five (5) workdays prior to planned public announcement of the actions:

\* \* \* \* \*

(3) Planned award of other actions, to include cooperative agreements resulting from a Cooperative Agreement Notice (CAN), at any dollar value