

(3) Section 504, Rehabilitation Act of 1973; and

(4) The Age Discrimination Act of 1975.

(b) *Role of State approving agencies.* In obtaining evidence from educational institutions of compliance with Federal equal opportunity laws, the Under Secretary for Benefits may use the State approving agencies as provided in § 21.4258(d).

(Authority: 42 U.S.C. 2000)

Subpart L—Educational Assistance for Members of the Selected Reserve

25. The authority citation for part 21, subpart L, continues to read as follows:

Authority: 10 U.S.C. ch. 1606; 38 U.S.C. 501(a), ch. 36, unless otherwise noted.

26. In § 21.7622, paragraph (c) is revised to read as follows:

§ 21.7622 Courses precluded.

* * * * *

(c) *Erroneous, deceptive, misleading practices.* VA will not pay educational assistance for an enrollment in any courses offered at an educational institution that uses advertising, sales, or enrollment practices that are erroneous, deceptive, or misleading by actual statement, omission, or intimation. VA will apply the provisions of § 21.4252(h) in making these decisions with regard to enrollments under 10 U.S.C. chapter 1606.

(Authority: 10 U.S.C. 16136(b); 38 U.S.C. 3696)

* * * * *

§ 21.7639 [Amended]

27. In § 21.7639, paragraph (b) introductory text is amended by removing "As is the case with reservists who are not incarcerated."

28. Section 21.7659 is revised to read as follows:

§ 21.7659 Reporting fee.

In determining the amount of the reporting fee payable to educational institutions for furnishing required reports, VA will apply the provisions of § 21.4206.

(Authority: 10 U.S.C. 16136(b); 38 U.S.C. 3684)

§ 21.7670 [Amended]

29. In § 21.7670, paragraph (d) is amended by removing "§ 21.4272(a), (b), (d), (e) (except paragraph (e)(4)), (f), (g), and (k)" and adding, in its place, "§ 21.4272".

30. In § 21.7720, paragraphs (b)(9), (b)(10), and (b)(11) are redesignated as paragraphs (b)(11), (b)(12), and (b)(13), respectively; paragraph (b)(5) is

amended by removing "policy—nonaccredited" and adding, in its place "policy; nonaccredited"; newly redesignated paragraph (b)(11) is amended by removing "(except paragraphs (a), (e), and (g))"; and paragraphs (b)(9) and (b)(10) are added to read as follows:

§ 21.7720 Course approval.

* * * * *

(b) * * *

(9) § 21.4261—Apprentice courses;

(10) § 21.4262—Other training on-the-job courses;

* * * * *

[FR Doc. 97-28402 Filed 10-27-97; 8:45 am]

BILLING CODE 8320-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 52 and 64

[CC Docket No. 92-237; FCC 97-386]

Administration of the North American Numbering Plan, Carrier Identification Codes (CICs)

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: On October 22, 1997, the Commission released an Order on Reconsideration addressing carrier identification codes (CICs). The Order on Reconsideration determines that by January 1, 1998 all local exchange carriers (LECs) that provide equal access must have completed switch changes to recognize four-digit CICs. The transition during which three and four-digit CICs co-exist will end on June 30, 1998. The Order on Reconsideration is intended to modify in part the decision in the CICs Second Report and Order (62 FR 19056, published April 18, 1997) regarding the length of the transition. The Commission concurrently released an Order on Application for Review and a second further notice of Proposed Rulemaking in the same docket.

DATES: Effective November 28, 1997.

ADDRESSES: Federal Communications Commission, Secretary, Room 222, 1919 M Street, NW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT:

Elizabeth Nightingale, Attorney, Network Services Division, Common Carrier Bureau, (202) 418-2352.

SUPPLEMENTARY INFORMATION: This summarizes the Commission's Order on Reconsideration in the matter of Administration of the North American Numbering Plan, Carrier Identification Codes (CICs), CC Docket 92-237,

adopted October 20, 1997, and released October 22, 1997. The file is available for inspection and copying during the weekday hours of 9 a.m. to 4:30 p.m. in the Commission's Reference Center, Room 239, 1919 M St., N.W., Washington D.C., or copies may be purchased from the Commission's duplicating contractor, ITS, Inc., 1231 20th Street, N.W., Washington, D.C. 20036, phone (202) 857-3800.

Analysis of Proceeding

The Order on Reconsideration modifies the Commission's decision in the *CICs Second Report and Order* regarding the length of the transition during which three and four-digit Feature Group D CICs co-exist, and creates a "two-step" end to the transition. By January 1, 1998, the end of the first phase, all LECs that provide equal access must have completed switch changes to recognize four-digit CICs. The second phase, which ends on June 30, 1998, is intended to allow IXCs time to prepare their networks for, and educate their customers about, the replacement of three-digit CICs by four-digit CICs. After that date, only four-digit CICs and seven-digit carrier access codes (CACs) will be recognized. The Commission also affirms its decision in the *CICs Second Report and Order* not to grandfather the use of three-digit CICs and five-digit CACs that are in use during the transition. The Commission rejects arguments that the *CICs Second Report and Order*: (1) Is arbitrary and capricious in violation of the Administrative Procedure Act; (2) violates Fifth Amendment rights; (3) violates First Amendment rights; and (4) violates Section 257 of the Communications Act and the Regulatory Flexibility Act. The Commission's decisions in the Order on Reconsideration are intended to advance the pro-competitive objectives of the Communications Act, as amended.

Ordering Clauses

2. Accordingly, *it is ordered*, pursuant to sections 1, 4(i), 201-205, and 251(e)(1) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151, 154(i), 201-205, and 251(e)(1), that the Petition for Reconsideration of VarTec Telecom, Inc., is *denied*.

3. *It is further ordered*, that the Petitions for Reconsideration of the Competitive Telecommunications Association and Telecommunications Group, Inc., *are granted* to the extent stated herein, and, in all other respects, *are denied*.

4. *It is further ordered*, that the Order on Reconsideration and the

requirements contained herein *will become effective* November 28, 1997. The collection of information contained within is contingent upon approval by the Office of Management and Budget.

List of Subjects

47 CFR Part 52

Local exchange carrier, Numbering, Telecommunications.

47 CFR Part 64

Communications common carriers, Telephone.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 97-28555 Filed 10-27-97; 8:45 am]

BILLING CODE 6712-01-P

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: October 28, 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 October 8, 1997, and released October 17, 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: 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

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

by removing Channel 246A and adding Channel 246C3 at Green Valley.

3. Section 73.202(b), the Table of FM Allotments under California, is amended by removing Channel 221B1 and adding Channel 221B at Clovis.

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

5. Section 73.202(b), the Table of FM Allotments under Delaware, is amended by removing Channel 252A and adding Channel 253A at Seaford.

6. Section 73.202(b), the Table of FM Allotments under Mississippi, is amended by removing Channel 236A and adding Channel 236C3 at Winona.

7. Section 73.202(b), the Table of FM Allotments under Nebraska, is amended by removing Channel 285C3 and adding Channel 285C2 at York.

8. Section 73.202(b), the Table of FM Allotments under Nevada, is amended by removing Channel 256C3 and adding Channel 256A at Gardnerville-Minden.

9. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing Channel 292C2 and adding Channel 292C3 at Gonzales.

10. Section 73.202(b), the Table of FM Allotments under Washington, is amended by removing Channel 230C2 and adding Channel 230C3 at Ephrata.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 97-28358 Filed 10-27-97; 8:45 am]

BILLING CODE 6712-01-F