

considered by the Commission before final action is taken in this proceeding. To file formally in this proceeding, interested parties must file an original and four copies of all comments, reply comments, and supporting comments. If interested parties want each Commissioner to receive a personal copy of their comments, they must file an original plus nine copies. Interested parties should send comments and reply comments to the Office of the Secretary, Federal Communications Commission, Room TW-A325, 445 Twelfth Street, SW., Washington, DC 20554, with a copy to Mindy Littell, Policy Division, Wireless Telecommunications Bureau, 445 Twelfth Street, SW., Washington, DC 20554.

25. Comments may also be filed using the Commission's Electronic Comment Filing System (ECFS). Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/e-file/ecfs.html>. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet E-Mail. To obtain filing instructions for E-Mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your E-Mail address>." A sample form and directions will be sent in reply.

26. Comments and reply comments will be available for public inspection during regular business hours at the FCC Reference Center, Room CY-A257, at the Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554. Copies of comments and reply comments are available through the Commission's duplicating contractor: Qualex International, CY-B402, 445 12th Street, SW., Washington, DC 20054, (202) 863-2893, e-mail QUALEXINT@AOL.COM.

Ordering Clauses

27. Authority for the issuance of this Notice of Proposed Rule Making is contained in sections 4(i), 303(r) and 710(a) and (b) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 303(r) and 610(a) and (b).

28. The Commission's Consumer Information Bureau, Reference Information Center, shall send a copy of this Notice of Proposed Rule Making, including the Initial Regulatory Flexibility Analysis, to the Chief Counsel for Advocacy of the Small Business Administration.

Paperwork Reduction Analysis

33. This NPRM contains proposed information collections. As part of our continuing effort to reduce paperwork burdens, the Commission invites the general public and the Office of Management and Budget (OMB) to take this opportunity to comment on the information collections contained in this NPRM, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. Public and agency comments are due January 22, 2002. OMB comments are due March 25, 2002. Comments should address: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (2) the accuracy of the Commission's burden estimates; (3) ways to enhance the quality, utility, and clarity of the information collected; and (4) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

OMB Approval Number: 3060-XXXX.

Title: Exemption of Public Mobile Service Phone from the Hearing Aid Compatibility Act: Notice of Proposed Rulemaking (NPRM).

Form No.: N.A.

Type of Review: New collection.

Respondents: Individuals or households; business or other for profit.

Number of Respondents: 965 respondents; 3,860 responses.

Estimated Time Per Response: 2 to 8 hours.

Frequency of Response: On occasion and quarterly reporting requirement and third party disclosure requirement.

Total Annual Burden: 20,265 hours.

Total Annual Cost Burden: N/A.

Needs and Uses: The reporting requirement, if adopted, will be used by the Commission to monitor wireless carriers and handset and hearing aid manufacturers progress towards compliance with hearing aid compatibility requirements, if the current exemption is limited or revoked. Technical standards are mandated by the Hearing Aid Compatibility Act of 1988, if the Commission decides to limit or revoke the current exemption, and will be used as a guide to compliance with hearing aid compatibility requirements.

List of Subjects in 47 CFR Part 68

Communications common carriers, Communications equipment.

Federal Communications Commission.
William F. Caton,
Deputy Secretary.
[FR Doc. 01-29293 Filed 11-21-01; 8:45 am]
BILLING CODE 6712-01-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

RIN 1018-AF45

Endangered and Threatened Wildlife and Plants; Reopening of Comment Period on the Proposed Rule To List the Southwestern Washington/ Columbia River Coastal Cutthroat Trout in Washington and Oregon as Threatened

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule; reopening of comment period.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service) are reopening the comment period on the proposed rule to list the Southwestern Washington/Columbia River coastal cutthroat trout Distinct Population Segment (DPS) in Washington and Oregon to collect new information that may be available concerning coastal cutthroat trout in the proposed area.

DATES: We will accept public comments until December 24, 2001.

ADDRESSES: Comments and materials concerning this notice should be sent to U.S. Fish and Wildlife Service, Oregon Fish and Wildlife Office, 2600 SE 98th Avenue, Suite 100, Portland, Oregon 97266, or email: coastal_cutthroat@fws.gov. Comments and materials received will be available for public inspection, by appointment, during normal business hours at the above address.

FOR FURTHER INFORMATION CONTACT: Kemper McMaster, State Supervisor at the above address, or telephone 503/231-6179; facsimile 503/231-6195

SUPPLEMENTARY INFORMATION

Background

On April 5, 1999, the National Marine Fisheries Service (NMFS) and the Service published a notice in the **Federal Register** (64 FR 16397) proposing to list the coastal cutthroat trout (*Oncorhynchus clarki clarki*) population in southwestern Washington and the Columbia River, excluding the Willamette River above Willamette Falls, as threatened pursuant to the Endangered Species Act of 1973, as

amended (Act). On November 22, 1999, the Service assumed all Act regulatory jurisdiction over coastal cutthroat (65 FR 21376). The change in jurisdiction resulted from a joint agency determination that coastal cutthroat trout spend the majority of their life cycle in fresh water habitat. The Service published a notice in the **Federal Register** (65 FR 20123) on April 14, 2000, to extend the deadline from April 5, 2000, to October 5, 2000 for the final action on the proposed rule to list this population in Washington and Oregon, and to provide a 30-day comment period. The 6-month extension was necessary to obtain and review new information regarding the status of this population. On July 14, 2000, the Service published a notice in the **Federal Register** (65 FR 43730) to clarify the take prohibitions for coastal cutthroat trout and provided for a 30-day public comment period. This notice was necessary to answer questions we had received regarding the application of the take prohibitions of section 9 of the Act to the potential listing of the coastal cutthroat trout as threatened. In October, 2000, the Service suspended work on the proposed listing of the coastal cutthroat trout due to budgetary limitations. On August 29, 2001, the Service issued a press release announcing that, as part of a settlement agreement with conservation groups, we will re-commence work on the final listing decision for the Southwestern Washington/Columbia River coastal cutthroat trout DPS.

In association with work on the listing decision, the Service has also engaged the Oregon and Washington Departments of Fish and Wildlife in discussions of how recreational fishing activities in those states influence the status of the species, and whether application of take prohibitions with respect to these activities would be necessary or advisable should the species be listed. If the Service determines that such application would not be necessary or advisable for the conservation of coastal cutthroat trout, it will propose related special rules under section 4(d) of the Act in future publications of the **Federal Register**.

At this time, the Service is seeking any new information on the coastal cutthroat trout population in southwestern Washington and the Columbia River. We are interested in comments and information regarding: (1) Biological or other relevant data concerning any threat to coastal cutthroat trout; (2) The range, distribution, population size, and demographics of coastal cutthroat trout in southwestern Washington and the

Columbia River, including information on resident coastal cutthroat trout above barriers; (3) Current or planned activities in the subject area and their possible impacts on the species; (4) Potential effects of forest and agricultural practices, hatchery production, and other human induced impacts; (5) The contribution of resident, above-, and below-barrier coastal cutthroat trout sub-populations to the anadromous life history component; and (6) Efforts being made to protect native, naturally reproducing populations of Southwestern Washington/Columbia River coastal cutthroat trout. The comment period closes December 24, 2001. Comments should be submitted to the Service office listed in the **ADDRESSES** section.

Author

The primary author of this notice is Robin Bown, U.S. Fish and Wildlife Service (see **ADDRESSES** section).

Authority

The authority for this action is the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*).

Dated: November 8, 2001.

Acting Regional Director, Fish and Wildlife Service, Region 1, Portland, Oregon.

[FR Doc. 01-29218 Filed 11-21-01; 8:45 am]

BILLING CODE 4310-55-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 20

RIN 1018-AH79

Migratory Bird Hunting; Proposal for Migratory Game Bird Hunting Regulations; Withdrawal

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule; withdrawal.

SUMMARY: The U.S. Fish and Wildlife Service (hereinafter Service or we) proposed in an earlier **Federal Register** notice to change certain parts of the regulatory alternatives for the 2001-02 duck hunting seasons for States in the Lower Region (Arkansas, Louisiana, Kentucky, Alabama, Mississippi and Tennessee) of the Mississippi Flyway. Based on a review of public comment and other considerations, the Service is withdrawing the proposal of October 11, 2001, and discusses possible ways to address the issue of framework opening and closing dates in the future.

ADDRESSES: You may inspect comments during normal business hours in room

634, Arlington Square Building, 4401 N. Fairfax Drive, Arlington, Virginia.

FOR FURTHER INFORMATION CONTACT:

Jonathan Andrew, Chief, Division of Migratory Bird Management, U.S. Fish and Wildlife Service, (703) 358-1714.

SUPPLEMENTARY INFORMATION: On October 11, 2001, we published in the **Federal Register** (66 FR 51919) a proposed rule that would change the regulatory alternatives for the 2001-02 duck hunting seasons for States in the Lower Region (Arkansas, Louisiana, Kentucky, Alabama, Mississippi and Tennessee) of the Mississippi Flyway to allow for a season length of 60 days beginning no earlier than September 29 and ending no later than January 31. The comment period closed on October 26, 2001.

Review of Public Comments

Written comments from the National Flyway Council, the Atlantic Flyway Council and five Atlantic Flyway States (GA, FL, NJ, SC, VT), the Mississippi Flyway Council's Upper Region Regulation Committee and eight Mississippi Flyway States (IL, IN, IA, KY, MI, MN, MO, WI), the Central Flyway Council and two Central Flyway States (SD, TX), and the Pacific Flyway Council and three Pacific Flyway States (AZ, CA, WY) all strongly opposed the proposed rule, questioning the biological foundation for the proposal and stating that it circumvents the Flyway Council process, among other concerns. A written comment from Senator Paul Wellstone and Senator Mark Dayton strongly opposed the proposal. Written comments from the International Association of Fish and Wildlife Agencies, Louisiana Wildlife Federation, Mississippi Wildlife Federation, Boone & Crockett Club, The Wildlife Society, Dallas Safari Club, Wildlife Forever, Texas Wildlife Association, Max McGraw Wildlife Foundation, Indiana Grand Kankakee Marsh Restoration project, and the Izaak Walton League of America all opposed the proposal, calling it arbitrary and capricious and questioning whether it violated Administrative Procedures Act. Written comments from 12 private individuals opposed the proposal. Electronic comments opposing the proposal were received from 231 individuals.

Comments favoring the proposal included written comments from the State of Alabama and 5 individuals, and electronic comments from 27 individuals.

Service Response

The U.S. Fish and Wildlife Service regulates the earliest and latest dates