

■ 4. In § 25.221, revise paragraphs (a)(1), (a)(2), and (a)(4) to read as follows:

**§ 25.221 Blanket Licensing provisions for Earth Stations on Vessels (ESV) receiving in the 3700–4200 MHz (space-to-Earth) frequency band and transmitting in the 5925–6425 MHz (Earth-to-space) frequency band, operating with Geostationary Satellites in the Fixed-Satellite Service.**

(a) \* \* \*

(1) The off-axis EIRP spectral density for co-polarized signals, emitted from the ESV, in the plane of the geostationary satellite orbit as it appears at the particular earth station location (*i.e.*, the plane determined by the focal point of the antenna and the line tangent to the arc of the geostationary satellite orbit at the position of the target satellite), shall not exceed the following values:

$$\begin{aligned} &26.3 - 25\log(\theta) - 10\log(N) \text{ dBW/4kHz} \\ &\quad \text{for } 1.0^\circ \leq \theta \leq 7.0^\circ \\ &5.3 - 10\log(N) \text{ dBW/4kHz for } 7.0^\circ < \theta \leq 9.2^\circ \\ &29.3 - 25\log(\theta) - 10\log(N) \text{ dBW/4kHz} \\ &\quad \text{for } 9.2^\circ < \theta \leq 48^\circ \\ &-12.7 - 10\log(N) \text{ dBW/4kHz for } 48^\circ < \theta \leq 180^\circ \end{aligned}$$

where  $\theta$  is the angle in degrees from the axis of the main lobe. For an ESV network using frequency division multiple access (FDMA) or time division multiple access (TDMA) technique,  $N$  is equal to one. For an ESV network using code division multiple access (CDMA) technique,  $N$  is the maximum number of co-frequency simultaneously transmitting earth stations in the same satellite receiving beam.

(2) In all other directions, the off-axis EIRP spectral density for co-polarized signals emitted from the ESV shall not exceed the following values:

$$\begin{aligned} &29.3 - 25\log(\theta) - 10\log(N) \text{ dBW/4kHz} \\ &\quad \text{for } 1.0^\circ \leq \theta \leq 48^\circ \\ &-12.7 - 10\log(N) \text{ dBW/4kHz for } 48^\circ < \theta \leq 180^\circ \end{aligned}$$

where  $\theta$  and  $N$  are defined as set forth in paragraph (a)(1) of this section.

\* \* \* \* \*

(4) In all directions, the off-axis EIRP spectral density for cross-polarized signals emitted from the ESV shall not exceed the following values:

$$\begin{aligned} &16.3 - 25\log(\theta) - 10\log(N) \text{ dBW/4kHz} \\ &\quad \text{for } 1.8^\circ \leq \theta \leq 7.0^\circ \\ &-4.7 - 10\log(N) \text{ dBW/4kHz for } 7.0^\circ < \theta \leq 9.2^\circ \end{aligned}$$

where  $\theta$  and  $N$  are defined as set forth in paragraph (a)(1) of this section.

\* \* \* \* \*

■ 5. In § 25.222, revise paragraphs (a)(1), (a)(2), and (a)(4) to read as follows:

**§ 25.222 Blanket Licensing provisions for Earth Stations on Vessels (ESVs) receiving in the 10.95–11.2 GHz (space-to-Earth), 11.45–11.7 GHz (space-to-Earth), 11.7–12.2 GHz (space-to-Earth) frequency bands and transmitting in the 14.0–14.5 GHz (Earth-to-space) frequency band, operating with Geostationary Satellites in the Fixed-Satellite Service.**

(a) \* \* \*

(1) The off-axis EIRP spectral density for co-polarized signals, emitted from the ESV in the plane of the geostationary satellite orbit as it appears at the particular earth station location (*i.e.*, the plane determined by the focal point of the antenna and the line tangent to the arc of the geostationary satellite orbit at the position of the target satellite), shall not exceed the following values:

$$\begin{aligned} &15 - 25\log(\theta) - 10\log(N) \text{ dBW/4kHz} \\ &\quad \text{for } 1.25^\circ \leq \theta \leq 7.0^\circ \\ &-6 - 10\log(N) \text{ dBW/4kHz for } 7.0^\circ < \theta \leq 9.2^\circ \\ &18 - 25\log(\theta) - 10\log(N) \text{ dBW/4kHz} \\ &\quad \text{for } 9.2^\circ < \theta \leq 48^\circ \\ &-24 - 10\log(N) \text{ dBW/4kHz for } 48^\circ < \theta \leq 180^\circ \end{aligned}$$

where  $\theta$  is the angle in degrees from the axis of the main lobe. For an ESV network using frequency division multiple access (FDMA) or time division multiple access (TDMA) technique,  $N$  is equal to one. For an ESV network using code division multiple access (CDMA) technique,  $N$  is the maximum number of co-frequency simultaneously transmitting earth stations in the same satellite receiving beam.

(2) In all other directions, the off-axis EIRP spectral density for co-polarized signals emitted from the ESV shall not exceed the following values:

$$\begin{aligned} &18 - 25\log(\theta) - 10\log(N) \text{ dBW/4kHz} \\ &\quad \text{for } 1.25^\circ \leq \theta \leq 48^\circ \\ &-24 - 10\log(N) \text{ dBW/4kHz for } 48^\circ < \theta \leq 180^\circ \end{aligned}$$

where  $\theta$  and  $N$  are defined as set forth in paragraph (a)(1) of this section.

\* \* \* \* \*

(4) In all directions, the off-axis EIRP spectral density for cross-polarized signals emitted from the ESV shall not exceed the following values:

$$\begin{aligned} &5 - 25\log(\theta) - 10\log(N) \text{ dBW/4kHz for } 1.8^\circ \leq \theta \leq 7^\circ \\ &-16 - 10\log(N) \text{ dBW/4kHz for } 7^\circ \leq \theta \leq 9.2^\circ \end{aligned}$$

where  $\theta$  and  $N$  are defined as set forth in paragraph (a)(1) of this section.

\* \* \* \* \*

[FR Doc. 05–11171 Filed 6–7–05; 8:45 am]

BILLING CODE 6712-01-P

**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

[DA 05–1479; MB Docket No. 04–203, RM–10976]

**Radio Broadcasting Services; McCook, Broken Bow, Maxwell, and McCook, Nebraska**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Audio Division, at the request of McCook Radio Group, LLC, licensee of Station KRKU(FM), Channel 253C1, McCook, Nebraska, and Custer County Broadcasting, Inc., licensee of Station KBBN-FM, Broken Bow, Nebraska, deletes Channel 253C1 at McCook from the FM Table of Allotments, allots Channel 253C1 at Maxwell, Nebraska, as the community's first local FM service, and modifies the license of Station KRKU(FM) to specify operation on Channel 253C1 at Maxwell. Channel 253C1 can be allotted to Maxwell, Nebraska, in compliance with the Commission's minimum distance separation requirements at center city reference coordinates without site restriction. The coordinates for Channel 253C1 at Maxwell, Nebraska, are 41–04–44 North Latitude and 100–31–28 West Longitude. Also at the request of the joint petitioners, the Audio Division deletes Channel 252C3 at Broken Bow from the FM Table of Allotments, allots Channel 237C2 at Broken Bow, Nebraska, and modifies the license of Station KBBN-FM to specify operation on Channel 237C2 at Broken Bow. Channel 237C2 can be allotted to Broken Bow, Nebraska, in compliance with the Commission's minimum distance separation requirements at the existing reference coordinates for Station KBBN-FM, with a site restriction of 1.9 km (1.2 miles) east of Broken Bow. The coordinates for Channel 237C2 at Broken Bow, Nebraska, are 41–23–49 North Latitude and 99–37–02 West Longitude.

**DATES:** Effective July 11, 2005.

**FOR FURTHER INFORMATION CONTACT:** Deborah Dupont, Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MB Docket No. 04–203, adopted May 25, 2005, and released May 27, 2005. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Information Center, Portals II, 445 12th Street, SW.,

Room CY-A257, Washington, DC 20554. The complete text of this decision also may be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC, 20554, (800) 378-3160, or via the company's Web site, <http://www.bcpweb.com>. The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* U.S.C. 801(a)(1)(A).

#### List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

■ Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—RADIO BROADCAST SERVICES

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

**Authority:** 47 U.S.C. 154, 303, 334 and 336.

##### § 73.202 [Amended]

■ 2. Section 73.202(b), the Table of FM Allotments under Nebraska, is amended by removing Channel 252C3 and by adding Channel 237C2 at Broken Bow, by adding Maxwell, Channel 253C1 and by removing Channel 253C1 at McCook. Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 05-11376 Filed 6-7-05; 8:45 am]

**BILLING CODE 6712-01-P**

#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[DA 05-1478; MB Docket No. 05-35; RM-11134]

#### Radio Broadcasting Services; Charlotte and Jackson, MI

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In response to a *Notice of Proposed Rule Making*, 70 FR 8332 (February 18, 2005), this *Report and Order* reallocates Channel 291B, Station WJXQ(FM) ("WJXQ"), Jackson, Michigan, to Charlotte, Michigan, and modifies Station WJXQ's license accordingly. The coordinates for Channel 291B at Charlotte, Michigan are 42-23-28 NL and 84-37-22 WL, with a site restriction of 30 kilometers (16.1 miles) southeast of Charlotte.

**DATES:** Effective July 11, 2005.

**FOR FURTHER INFORMATION CONTACT:** R. Barthen Gorman, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MB Docket No. 05-35, adopted May 25, 2005, and released May 27, 2005. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Information Center at Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. The document may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160 or <http://www.BCPIWEB.com>. The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

Channel 283A has been inadvertently listed in 47 CFR 73.202(b), FM Table of Allotments under Jackson, Michigan, since October 1, 1995. We have no record that such an allotment has actually been made. Accordingly, the *Report and Order* deletes Channel 283A from 47 CFR 73.202(b) under Jackson, Michigan.

#### List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

■ Part 73 of Title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—RADIO BROADCAST SERVICES

■ 1. The authority citation for Part 73 reads as follows:

**Authority:** 47 U.S.C. 154, 303, 334, and 336.

##### § 73.202 [Amended]

■ 2. Section 73.202(b), the Table of FM Allotments under Michigan, is amended by removing Channel 291B and Channel 283A at Jackson and by adding Channel 291B at Charlotte.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 05-11377 Filed 6-7-05; 8:45 am]

**BILLING CODE 6712-01-P**

#### DEPARTMENT OF TRANSPORTATION

#### Pipeline and Hazardous Materials Safety Administration

##### 49 CFR Part 171

[Docket No. RSPA-03-16370 (HM-233)]

RIN 2137-AD84

#### Hazardous Materials: Incorporation of Exemptions Into Regulations; Notice of Information Collection Approval

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This final rule notice announces Office of Management and Budget (OMB) approval of information collection request (ICR) OMB No. 2137-0620, "Inspection and Testing of Meter Provers." This information collection has been approved by OMB until May 31, 2008. This notice also makes appropriate revisions to regulations concerning the Paperwork Reduction Act to incorporate this new information collection approval under OMB Control No. 2137-0620.

**DATES:** The effective date of this final rule is March 25, 2005. This ICR expires on May 31, 2008.

**FOR FURTHER INFORMATION CONTACT:** Deborah Boothe or T. Glenn Foster, Office of Hazardous Materials Standards (PHH-11), Pipeline and Hazardous Materials Safety Administration, Room 8422, 400 Seventh Street, SW., Washington, DC 20590-0001, Telephone (202) 366-8553.

**ADDRESSES:** Requests for a copy of an information collection should be directed to Deborah Boothe or T. Glenn Foster, Office of Hazardous Materials Standards (PHH-11), Pipeline and Hazardous Materials Safety Administration, Room 8422, 400 Seventh Street, SW., Washington, DC 20590-0001.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

On January 24, 2005, the Pipeline and Hazardous Materials Safety Administration (PHMSA, we) published a final rule to enhance the safety of hazardous materials transported in commerce (70 FR 3302). In this final rule, we incorporated into the regulations the provisions of certain widely-used exemptions that have an established safety history and that may be converted into regulations for general use. We also made minor revisions to the requirements for use of packagings authorized under exemptions. The