

**List of Subjects***46 CFR Part 2*

Marine safety, Reporting and recordkeeping requirements, Vessels.

*46 CFR Part 8*

Administrative practice and procedure, Incorporation by reference, Organization and functions (Government agencies), Reporting and recordkeeping requirements, Vessels.

*46 CFR Part 189*

Marine safety, Oceanographic research vessels, Reporting and recordkeeping requirements.

■ For the reasons discussed in the preamble, the Coast Guard amends 46 CFR parts 2, 8, and 189 as follows:

**PART 2—VESSEL INSPECTIONS**

■ 1. The authority citation for part 2 continues to read as follows:

**Authority:** 33 U.S.C. 1903; 43 U.S.C. 1333; 46 U.S.C. 2110, 3103, 3205, 3306, 3307, 3703; 46 U.S.C. Chapter 701; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; Department of Homeland Security Delegation No. 0170.1. Subpart 2.45 also issued under the Act Dec. 27, 1950, Ch. 1155, secs. 1, 2, 64 Stat. 1120 (see 46 U.S.C. App. Note prec. 1).

■ 2. Amend § 2.01–25 as follows:

■ a. Add a new paragraph (a)(1)(ix) to read as set forth below;

■ b. Add a new paragraph (a)(2)(ix) to read as set forth below;

■ c. In paragraph (a)(3), remove the words “the American Bureau of Shipping may issue the Cargo Ship Safety Construction Certificate to cargo and tankships which it classes.” and add, in their place, the words “an authorized classification society may issue international convention certificates as permitted under part 8, subpart C, of this title.” and;

■ d. In paragraph (b)(1), after the word “Cargoes,” remove the word “and”, and after the words “Passenger Vessels”, add the words “and Subchapter U (Oceanographic Research Vessels),”.

**§ 2.01–25 International Convention for the Safety of Life at Sea, 1974.**

(a) \* \* \*

(1) \* \* \*

(ix) High-Speed Craft Safety Certificate

(2) \* \* \*

(ix) High-Speed Craft Safety Certificate

\* \* \* \* \*

**PART 8—VESSEL INSPECTION ALTERNATIVES**

■ 3. The authority citation for part 8 continues to read as follows:

**Authority:** 46 U.S.C. 3103, 3306, 3316, 3703; Department of Homeland Security Delegation No. 0170.1.

■ 4. Amend § 8.320 as follows:

■ a. In paragraph (b)(8), remove the word “and”;

■ b. In paragraph (b)(9), remove the period and add, in its place, a semicolon; and

■ c. Add new paragraphs (b)(10) and (b)(11) to read as follows:

**§ 8.320 Classification society authorization to issue international certificates.**

\* \* \* \* \*

(b) \* \* \*

(10) SOLAS Passenger Ship Safety Certificate; and

(11) High-Speed Craft Safety Certificate.

\* \* \* \* \*

■ 5. In § 8.420, revise paragraph (c) to read as follows:

**§ 8.420 Classification society authorization to participate in the Alternate Compliance Program.**

\* \* \* \* \*

(c) A recognized classification society:

(1) Will be eligible to receive authorization to participate in the ACP only after the Coast Guard has delegated to it the authority to issue the following certificates:

(i) International Load Line Certificate;

(ii) International Tonnage Certificate;

(iii) Cargo Ship Safety Construction Certificate;

(iv) Cargo Ship Safety Equipment Certificate; and

(v) International Oil Pollution Prevention Certificate; and

(2) Must have performed a delegated function related to general vessel safety assessment, as defined in § 8.100 of this part, for a two-year period.

\* \* \* \* \*

**Subchapter U—Oceanographic Research Vessels****PART 189—INSPECTION AND CERTIFICATION**

■ 6. The authority citation for part 189 continues to read as follows:

**Authority:** 33 U.S.C. 1321(j); 46 U.S.C. 2113, 3306, 3307; E.O. 12234, 45 FR 58801, 3 CFR, 1980 Comp., p. 277; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; Department of Homeland Security Delegation No. 0170.1.

■ 7. Add new § 189.15–5 to read as follows:

**§ 189.15–5 Alternate compliance.**

(a) In place of compliance with other applicable provisions of this subchapter, the owner or operator of a vessel subject to plan review and inspection under this subchapter for initial issuance or renewal of a Certificate of Inspection may comply with the Alternate Compliance Program provisions of 46 CFR part 8.

(b) For the purposes of this section, a list of authorized classification societies, including information for ordering copies of approved classification society rules and supplements, is available from Commandant (CG–521), 2100 Second St., SW., Washington, DC 20593–0001; telephone (202) 372–1371; or fax (202) 372–1925. Approved classification society rules and supplements are incorporated by reference into 46 CFR 8.110(b).

Dated: April 27, 2009.

**Howard L. Hime,**

*U.S. Coast Guard, Acting Director of Commercial Regulations and Standards.*

[FR Doc. E9–10113 Filed 5–1–09; 8:45 am]

**BILLING CODE 4910–15–P**

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

**[DA 09–837; MB Docket No. 07–175; RM–11380]**

**Radio Broadcasting Service; Cuba, IL**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Audio Division grants a petition for rule making filed by KM Communications, Inc. (“Petitioner”) to substitute Channel 252A for vacant Channel 292 at Cuba, Illinois. Petitioner proposes the foregoing channel substitution to accommodate its construction permit application to substitute Channel 291A for Channel 252A at Abington. Channel 292A can be allotted at Cuba, Illinois, in compliance with the Commission’s technical engineering requirements, at 40–25–50 North Latitude and 90–14–05 West Longitude with a site restriction of 7.9 kilometers (4.9 miles) southwest of Cuba.

**DATES:** Effective June 1, 2009.

**ADDRESSES:** Secretary, Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Richard B. Gorman, Media Bureau, (202) 418–2187.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MB Docket No. 07-175, adopted April 15, 2009, and released April 17, 2009. The full text of this Commission decision is available for inspection and copying during regular business hours at the FCC's Reference Information Center, Portals II, 445 Twelfth Street, SW., Room CY-A257, Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160 or <http://www.BCPIWEB.com>. This document does not contain proposed information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. In addition, therefore, it does not contain any proposed information collection burden "for small business concerns with fewer than 25 employees," pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198, *see* 44 U.S.C. 3506(c)(4). 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).

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

Radio, Radio broadcasting.

■ As stated in the preamble, the Federal Communications Commission amends 47 CFR part 73 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, 336.

#### § 73.202 [Amended]

■ 2. Section 73.202(b), the Table of FM Allotments under Illinois, is amended by removing Channel 292A and by adding Channel 252A at Cuba.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. E9-10201 Filed 5-1-09; 8:45 am]

**BILLING CODE 6712-01-P**

#### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 73

[DA 09-832; MB Docket No. 07-125; RM-11375, RM-11410]

#### Radio Broadcasting Services; Worthington, IN

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document grants the counterproposal filed by L. Dean Spencer requesting the allotment of Channel 231A at Worthington, Indiana, as the community's first local aural transmission service. This counterproposal was filed in response to the Notice of Proposed Rule Making issued at the request of Bruce Quinn, requesting the allotment of Channel 231A at Oolitic, Indiana, as the community's second local aural transmission service. The coordinates for Channel 231A at Worthington, Indiana, are 39-00-31 NL and 86-55-05 WL. There is a site restriction of 14 kilometers (8.7 miles) south of the community. Proposed Channel 231A is short-spaced to the proposed site of Channel 230B1 at Clinton, Indiana, in MB Docket 05-67, which is pending on reconsideration. Accordingly, the grant of this allotment is subject to the outcome of the petition for reconsideration in MB Docket No. 05-67.

**DATES:** *Effective Date:* June 1, 2009.

**ADDRESSES:** Secretary, Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554.

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

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MB Docket No. 07-125, adopted April 15, 2009, and released April 17, 2009. 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, CY-A257, 445 Twelfth Street, SW., Washington, DC 20554. This matter was initiated by a *Notice of Proposed Rule Making*, 73 FR 57268 (October 2, 2008). This document may also be purchased from the Commission's duplicating contractors, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 800-378-3160 or <http://www.BCPIWEB.com>. This document

does not contain proposed information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. In addition, therefore, it does not contain any proposed information collection burden "for small business concerns with fewer than 25 employees," pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198, *see* 44 U.S.C. 3506(c)(4). 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).

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

Radio, Radio broadcasting.

■ As stated in the preamble, the Federal Communications Commission amends 47 CFR part 73 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 Indiana, is amended by adding Worthington, Channel 231A.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. E9-10198 Filed 5-1-09; 8:45 am]

**BILLING CODE 6712-01-P**

#### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 73

[DA 09-835; MB Docket No. 08-196, RM-11487]

#### Radio Broadcasting Services; Marquez, TX

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Audio Division grants a Petition for Rule Making issued at the request of Charles Crawford, proposing the allotment of Channel 296A at Marquez, Texas, as its first local service. Channel 296A at Marquez can be allotted, consistent with the minimum distance separation requirements of the Commission's Rules with the imposition of a site restriction located 13.6 kilometers (8.4 miles) west of the