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Part L

**Federal
Communications
Commission**

Semiannual Regulatory Agenda

FEDERAL COMMUNICATIONS COMMISSION (FCC)

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Ch. I

Unified Agenda of Federal Regulatory and Deregulatory Actions — Spring 2002

AGENCY: Federal Communications Commission.

ACTION: Semiannual regulatory agenda.

SUMMARY: Twice a year, in spring and fall, the Commission publishes in the **Federal Register** a list in the Unified Agenda of those major items and other significant proceedings under development or review that pertain to the Regulatory Flexibility Act. See 5 U.S.C. 602. The Unified Agenda also provides the Code of Federal Regulations citations and legal authorities that govern these proceedings.

ADDRESSES: Federal Communications Commission, 445 12th Street SW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Maura McGowan, Telecommunications Specialist, Federal Communications Commission, 445 12th Street SW., Washington, DC 20554, (202) 418-0990.

SUPPLEMENTARY INFORMATION:

Unified Agenda of Major and Other Significant Proceedings

The Commission encourages public participation in its rulemaking process.

To help keep the public informed of significant rulemaking proceedings, the Commission has prepared a list of important proceedings now in progress. The General Services Administration publishes the Unified Agenda in the **Federal Register** in April and October of each year.

The following terms may be helpful in understanding the status of the proceedings included in this report:

Docket Number — assigned to a proceeding if the Commission has issued either a Notice of Proposed Rulemaking or a Notice of Inquiry concerning the matter under consideration. The Commission has used docket numbers since January 1, 1978. Docket numbers consist of the last two digits of the calendar year in which the docket was established plus a sequential number that begins at 1 with the first docket initiated during a calendar year (e.g., Docket No. 96-1 or Docket No. 99-1). The abbreviation for the responsible bureau usually precedes the docket number, as in “MM Docket No. 96-222,” which indicates that the responsible bureau is the Mass Media Bureau. A docket number consisting of only five digits (e.g., Docket No. 29622) indicates that the docket was established before January 1, 1978.

Notice of Inquiry (NOI) — issued by the Commission when it is seeking information on a broad subject or trying to generate ideas on a given topic. A comment period is specified during

which all interested parties may submit comments.

Notice of Proposed Rulemaking (NPRM) — issued by the Commission when it is proposing a specific change to Commission rules and regulations. Before any changes are actually made, interested parties may submit written comments on the proposed revisions.

Further Notice of Proposed Rulemaking (FNPRM) — issued by the Commission when additional comment in the proceeding is sought.

Memorandum Opinion and Order (MO&O) — issued by the Commission to deny a petition for rulemaking, conclude an inquiry, modify a decision, or address a petition for reconsideration of a decision.

Rulemaking (RM) Number — assigned to a proceeding after the appropriate bureau or office has reviewed a petition for rulemaking, but before the Commission has taken action on the petition.

Report and Order (R&O) — issued by the Commission to state a new or amended rule or state that the Commission rules and regulations will not be revised.

William F. Caton,
Acting Secretary, Federal Communications Commission.

CABLE SERVICES BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3677	Cable Television Rate Regulation	3060-AF41
3678	Cable Television Rate Regulation: Cost of Service	3060-AF48
3679	Customer Service Standards	3060-AF69
3680	Cable Home Wiring	3060-AG02
3681	Closed Captioning	3060-AG26
3682	Cable Act Reform	3060-AG27
3683	Competitive Availability of Navigation Devices	3060-AG28
3684	Pole Attachment Provisions	3060-AG71
3685	Digital Must Carry	3060-AG91
3686	Horizontal Ownership Limits	3060-AH09
3687	Application of Network Nonduplication, Syndicated Exclusivity, and Sports Blackout Rules to Satellite Retransmission - SHVIA	3060-AH35
3688	Retransmission Consent Issues - SHVIA	3060-AH36
3689	Satellite Broadcasting Signal Carriage Requirements	3060-AH45
3690	Exclusive Contract Prohibition of the Program Access Rules	3060-AH91

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COMMON CARRIER BUREAU—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
3691	Computer III Further Remand Proceedings: Bell Operating Company Provision of Enhanced Services	3060-AG72

COMMON CARRIER BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3692	Administration of the North American Numbering Plan	3060-AF50
3693	Use of N11 Codes and Other Abbreviated Dialing Arrangements	3060-AF51
3694	Implementation of the Universal Service Portions of the 1996 Telecommunications Act	3060-AF85
3695	Toll-Free Service Access Codes	3060-AG11
3696	Implementation of Section 273 of the Telecommunications Act of 1996	3060-AG36
3697	Policies and Rules Governing Interstate Pay-Per-Call and Other Information Services Pursuant to the Telecommunications Act of 1996	3060-AG42
3698	Telecommunications Carriers' Use of Customer Proprietary Network Information and Other Customer Information	3060-AG43
3699	Implementation of the Subscriber Selection Changes Provision of the Telecommunications Act of 1996	3060-AG46
3700	Implementation of Section 402(b)(1)(a) of the Telecommunications Act of 1996; LEC Tariff Streamlining Provisions	3060-AG47
3701	Access Charge Reform	3060-AG49
3702	Implementation of the Local Competition Provisions of the Telecommunications Act of 1996	3060-AG50
3703	Enhanced 911 Services for Wireline	3060-AG60
3704	Detariffing of Competitive Local Exchange Carriers' Interstate Exchange Access Services	3060-AG73
3705	In the Matter of the Telecommunications Relay Services, the Americans With Disabilities Act of 1990, and the Telecommunications Act of 1996	3060-AG75
3706	1998 Biennial Regulatory Review — Review of Accounting and Cost Allocation Requirements	3060-AG98
3707	1998 Biennial Regulatory Review — Review of ARMIS Reporting Requirements	3060-AG99
3708	Performance Measurements and Reporting Requirements for Operations Support Systems, Interconnection, Operator Services, and Directory Assistance	3060-AH00
3709	Deployment of Wireline Services Offering Advanced Telecommunications Capability	3060-AH03
3710	Prescribing the Authorized Rate of Return for Interstate Services of Local Exchange Carriers	3060-AH18
3711	1998 Biennial Regulatory Review — Review of Depreciation Requirements for Incumbent Local Exchange Carriers	3060-AH20
3712	Comprehensive Review of Accounting Requirements and ARMIS Reporting Requirements, Phase 1	3060-AH43
3713	Local Telephone Networks That LECs Must Make Available to Competitors	3060-AH44
3714	2000 Biennial Regulatory Review — Telecommunications Service Quality Reporting Requirements	3060-AH72
3715	Access Charge Reform and Universal Service Reform	3060-AH74
3716	2000 Biennial Regulatory Review — Comprehensive Review of the Accounting Requirements and ARMIS Reporting Requirements for Incumbent Local Exchange Carriers; Phase 2 and Phase 3	3060-AH76
3717	Comprehensive Review of the Accounting Requirements and ARMIS Reporting Requirements for Incumbent Local Exchange Carriers; Phase 1	3060-AH77
3718	Streamlining Procedures for Common Carrier Transfers of Control	3060-AH79
3719	Numbering Resource Optimization	3060-AH80
3720	Performance Measurements and Standards for Unbundled Network Elements and Interconnection	3060-AI00
3721	Performance Measurements and Standards for Interstate Special Access Services	3060-AI01
3722	Customer Premises Equipment/Enhanced Services Bundling Restrictions in Computer II	3060-AI03

COMMON CARRIER BUREAU—Completed Actions

Sequence Number	Title	Regulation Identification Number
3723	Implementation of Non-Accounting Safeguards, Sec. 271 & 272 of Communications Act of 1996 & Regulatory Treatment of LEC Provisions of Interexchange Svcs. Orig. in LEC Local Exch. Area	3060-AG37
3724	Access Charge Reform for Rate-of-Return Local Exchange Carriers	3060-AH01

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CONSUMER INFORMATION BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3725	Implementation of Section 255 and Section 251(a)(2) of the Telecommunications Act of 1996; Access to Telecommunications Services Equipment and Customer Premise Equipment for Persons With Disabilities	3060-AG58
3726	In the Matter of Telecommunications Relay Services and Speech-to-Speech Services for Individuals With Hearing and Speech Disabilities; CC Docket No. 98-67	3060-AG76
3727	Establishment of Rules Governing Procedures To Be Followed When Informal Complaints Are Filed by Consumers Against Entities Regulated by the Commission	3060-AI02

ENFORCEMENT BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3728	In the Matter of Amendment of Part 73, Subpart G, of the Commission's Rules Regarding the Emergency Alert System	3060-AF21

OFFICE OF ENGINEERING AND TECHNOLOGY—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3729	MSS Spectrum Allocation	3060-AF75
3730	Unlicensed National Information Infrastructure at 5 GHz	3060-AG19
3731	Allocation of 455-456 MHz and 459-460 MHz	3060-AG89
3732	Dedicated Short Range Communications of Intelligent Transportation Services	3060-AG94
3733	Regulations for RF Lighting Devices	3060-AG95
3734	Industry Coordination Committee System for Broadcast Digital Television Service	3060-AH13
3735	3650-3700 Government Transfer Band	3060-AH14
3736	Certification of Equipment in the 24.05-24.25 GHz Band at Field Strengths Up to 2500 mV/m	3060-AH16
3737	Fixed Satellite Service and Terrestrial System in the Ku-Band	3060-AH17
3738	Spread Spectrum Devices	3060-AH25
3739	Wireless Medical Telemetry Service	3060-AH27
3740	Establishment of an Improved Model for Predicting the Broadcast Television Field Strength Received at Individual Locations	3060-AH37
3741	Conducted Emission Limits	3060-AH46
3742	Revision of the Rules Regarding Ultra-Wideband Transmission	3060-AH47
3743	Software Defined Radio Authorization	3060-AH64
3744	New Advanced Wireless Services	3060-AH65
3745	Reallocation of 27 MHz Spectrum	3060-AH66
3746	Revisions to Broadcast Auxiliary Service Rules	3060-AH78
3747	Part 15 Biennial Review	3060-AH92

OFFICE OF ENGINEERING AND TECHNOLOGY—Completed Actions

Sequence Number	Title	Regulation Identification Number
3748	Wind Profiler Radar Systems	3060-AF45
3749	Millimeter Wave Spectrum Allocation	3060-AF61
3750	Equipment Authorization Streamline II/Mutual Recognition Agreements and the GMPCS MOU	3060-AG96
3751	Uniden Scanners/Cellular Radio Signals	3060-AG97

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OFFICE OF GENERAL COUNSEL—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3752	Amendment of the Ex Parte Rules in Joint Board Proceedings	3060-AH02
3753	Amendment of Section 1.1204 of the Commission's Ex Parte Rules	3060-AH58
3754	Amendment of Section 1.17 of the Commission's Rules Concerning Truthful Statements to the Commission	3060-AH86

INTERNATIONAL BUREAU—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
3755	Policies and Rules for Non-Geostationary Satellite Orbit, Fixed Satellite Service in the KA-Band; IB Docket No. 02-19	3060-AH93
3756	Enforcement of Other Nations' Prohibitions Against the Uncompleted Call Signaling Configuration of International Callback Service; IB Docket No. 02-18	3060-AH94
3757	Space Station Licensing Reform; IB Dockets 00-248 and 02-34	3060-AH98

INTERNATIONAL BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3758	Streamlining the Commission's Rules and Regulations for Satellite Application and Licensing Procedures; IB Docket No. 95-117	3060-AD70
3759	Satellite Communications — NGSO Mobile Satellite Service; CC Docket No. 92-166	3060-AF42
3760	Establishing Rules and Policies for the Use of Spectrum for Mobile Satellite Service in the L-Band; IB Docket No. 96-132	3060-AF89
3761	Preemption of Local Zoning Regulation of Satellite Earth Stations; IB Docket No. 95-59	3060-AF92
3762	Establishment of Rules and Policies for the Digital Audio Radio Satellite Service in the 2310-2360 MHz Frequency Band; IB Docket No. 95-91; GEN Docket No. 90-357	3060-AF93
3763	Redesignation of the 27.5-29.5 GHz Frequency Band; CC Docket No. 92-297	3060-AF94
3764	Amendment of Policy To Allow Non-U.S. Licensed Space Stations To Provide Service in the United States; IB Docket No. 96-111; CC Docket No. 93-23	3060-AG31
3765	Allocate & Designate: Spec for Fixed-Sat Srv (37.5-38.5, 40.5-41.5 & 48.2-50.2 GHz Bands). Allocate: Fixed & Mobile 40.5-42.5 GHz; Wireless 46.9-47 GHz; Gov Oper 37-38 & 40-40.5 GHz; IB Doc No. 97-95	3060-AH23
3766	Establishment of Policies and Service Rules for the Mobile Satellite Service in the 2 GHz Band; IB Docket No. 99-81	3060-AH28
3767	Policies for the Direct Broadcast Satellite Service; IB Docket No. 98-21	3060-AH29
3768	1998 Biennial Regulatory Review — Review of Accounts Settlement in Maritime Mobile & Maritime Mobile-Satellite Radio Services and Withdrawal of the Commission as Accounting Authority; IB Doc No. 98-96	3060-AH30
3769	Amendment to Regulatory Policies Governing Domestic Fixed Satellites and Separate International Satellite Systems; IB Docket No. 95-41	3060-AH48
3770	Global Mobile Personal Communications by Satellite; IB Docket No. 99-67	3060-AH49
3771	Direct Broadcast Public Interest Obligations; MM Docket No. 93-25	3060-AH59
3772	Streamlining Earth Station Licensing Rules; IB Docket No. 00-248	3060-AH60
3773	2000 Biennial Review — Amendment of Parts 43 and 63 of the Commission's Rules; IB Docket No. 00-231	3060-AH62
3774	Licensing and Coordination of Earth Stations in the Fixed-Satellite Services; IB Docket No. 00-203	3060-AH63
3775	Alaska Bush Earth Station Policy; IB Docket No. 02-30	3060-AH99

INTERNATIONAL BUREAU—Completed Actions

Sequence Number	Title	Regulation Identification Number
3776	Streamlining Regulations Related to International Common Carriers; IB Docket No. 98-118	3060-AG84
3777	Redesignation 17.7-19.7 GHz Band, Blanket Licensing Sat Earth Stations 17.7-20.2 GHz & 27.5-30 GHz & Allocation 17.3-17.8 & 24.75-25.25 GHz Band for Broadcast Satellite Service Use; IB Doc No. 98-172	3060-AH21

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INTERNATIONAL BUREAU—Completed Actions (Continued)

Sequence Number	Title	Regulation Identification Number
3778	Consideration of Applications Under the Cable Landing License Act; IB Docket No. 00-106	3060-AH50

MASS MEDIA BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3779	Transfer of Control of Non-Stock Entities (MM Docket No. 89-77)	3060-AE31
3780	Filing of Television Network Affiliation Contracts (MM Docket No. 95-40)	3060-AF80
3781	Rules Governing Broadcast Television Advertising (MM Docket No. 95-90)	3060-AF81
3782	Minor Modifications of Broadcast Licenses Without Prior Construction Permit (MM Docket No. 96-58)	3060-AG30
3783	Review of Technical Rules in Parts 73 and 74 (MM Docket No. 98-93)	3060-AG81
3784	Digital Audio Broadcasting Systems (MM Docket No. 99-325)	3060-AH40
3785	Ancillary or Supplemental Use of DTV Capacity by Non-Commercial Licensees (MM Docket No. 98-203)	3060-AH53
3786	Periodic Review of Rules and Policies Affecting the Conversion to DTV (MM Docket No. 00-39)	3060-AH54
3787	Children's TV, Obligations of Digital TV Broadcasters (MM Docket No. 00-167)	3060-AH68
3788	Extension of Filing Requirements for Children's TV Programming Report (MM Docket No. 00-44)	3060-AH69
3789	Radio Market Definitions (MM Docket No. 00-244)	3060-AH70
3790	Enhanced and Standardized Disclosure (MM Docket No. 00-168)	3060-AH71
3791	Revision of EEO Rules and Policies; MM Docket No. 98-204	3060-AH95
3792	Reexamination of Comparative Standards for Noncommercial Educational Applicants; MM Docket No. 95-31	3060-AH96
3793	Cross Ownership of Broadcast Stations and Newspapers	3060-AH97

MASS MEDIA BUREAU—Completed Actions

Sequence Number	Title	Regulation Identification Number
3794	Newspaper/Broadcast Cross-Ownership (MM Docket No. 96-197)	3060-AG53
3795	Dual Network Rule (MM Docket No. 00-108)	3060-AH51
3796	Experimental Broadcast Station Multiple Ownership Rule (MM Docket No. 00-105)	3060-AH52

OFFICE OF MANAGING DIRECTOR—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3797	Assessment and Collection of Regulatory Fees for FY 2002	3060-AH85

WIRELESS TELECOMMUNICATIONS BUREAU—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3798	Amendment of the Commission's Rules Concerning Maritime Communications	3060-AF14
3799	Future Development of 800 MHz SMR; Competitive Bidding Wide Area	3060-AF47
3800	Resale and Roaming Obligations Pertaining to Commercial Mobile Radio Services	3060-AF58
3801	Implementation of Section 309(j) of the Communications Act, Competitive Bidding; Narrowband PCS Competitive Bidding Rules	3060-AF99
3802	Implementation of Section 309(j) of the Communications Act, Competitive Bidding; 218-219 MHz Competitive Bidding Rules	3060-AG00
3803	39 GHz Channel Plan	3060-AG16
3804	Implementation of 309(j) of the Communications Act, Amendment of Parts 20 and 24 of the Commission's Rules - Broadband PCS Competitive Bidding and the Commercial Mobile Radio Service Spectrum Cap	3060-AG21
3805	Revision of the Rules To Ensure Compatibility With 911 Emergency Calling Systems	3060-AG34

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WIRELESS TELECOMMUNICATIONS BUREAU—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identification Number
3806	In the Matter of the Communications Assistance for Law Enforcement Act	3060-AG74
3807	Development of Operational, Technical, and Spectrum Requirements for Public Safety Communications Requirements	3060-AG85
3808	Multiple Access Systems	3060-AG86
3809	Amendment of Part I of the Commission's Rules — Competitive Bidding Procedures	3060-AG87
3810	Amendment of Part 90 of the Rules To Adopt Regulations for Automatic Vehicle Monitoring Systems	3060-AH12
3811	Service Rules for the 746-764 and 776-794 MHz Bands, and Revisions to Part 27 of the Commission's Rules	3060-AH32
3812	Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended	3060-AH33
3813	1998 Biennial Regulatory Review — Spectrum Aggregation Limits for Wireless Telecommunications Carriers	3060-AH34
3814	Amendment to Parts 1, 2, 87 and 101 of the Rules to License Fixed Services at 24 GHz	3060-AH41
3815	Part 101 — Terrestrial Microwave Fixed Radio Services	3060-AH42
3816	Amendment of Parts 13 and 80 Governing Maritime Communications	3060-AH55
3817	Amendment of the Rules Regarding Installment Payment Financing for Personal Communications Services Licenses	3060-AH57
3818	Transfer of the 3650 Through 3700 MHz Band and the 4.9 GHz Band From Federal Government Use	3060-AH75
3819	2000 Biennial Regulatory Review Spectrum Aggregation Limits for Commercial Mobile Radio Services	3060-AH81
3820	In the Matter of Promoting Efficient Use of Spectrum Through Elimination of Barriers to the Development of Secondary Markets	3060-AH82
3821	In the Matter of Automatic and Manual Roaming Obligations Pertaining to Commercial Mobile Radio Services	3060-AH83
3822	Amendment of Part 90 for Licensing Low Power Operations in 450-470 MHz Band	3060-AH84
3823	Reallocation of the 216-220 MHz, 1390-1395 MHz, 1427-1429 MHz, 1429-1432 MHz, 1432-1435 MHz, 1670-1675 MHz, and 2385-2390 MHz Government Transfer Bands.	3060-AH87
3824	Review of Quiet Zones Application Procedures	3060-AH88
3825	Reallocation and Service Rules for the 698-746 MHz Spectrum Band (Television Channels 52-59)	3060-AH89
3826	Implementation of 911 Act	3060-AH90

WIRELESS TELECOMMUNICATIONS BUREAU—Completed Actions

Sequence Number	Title	Regulation Identification Number
3827	Refarming	3060-AF35

Federal Communications Commission (FCC)

Long-Term Actions

Cable Services Bureau

3677. CABLE TELEVISION RATE REGULATION

Priority: Other Significant

Legal Authority: 47 USC 154; 47 USC 543

CFR Citation: 47 CFR 76

Legal Deadline: None

Abstract: The Commission has adopted rate regulations to implement Section 623 of the 1992 Cable Act to ensure that cable subscribers nationwide enjoy the rates that would be charged by cable systems operating in a competitive environment. Reconsideration was requested. The 14th Order on Reconsideration

addresses petitions on issues governing regulated services by cable systems.

Timetable:

Action	Date	FR Cite
NPRM	01/04/93	58 FR 48
R&O and FNPRM	05/21/93	58 FR 29736
MO&O and FNPRM	08/18/93	58 FR 43816
3rd R&O	11/30/93	58 FR 63087
Order on Recon, 4th R&O, and 5th NPRM	04/15/94	59 FR 17943
3rd Order on Recon	04/15/94	59 FR 17961
5th Order on Recon and FNPRM	10/13/94	59 FR 51869
4th Order on Recon	10/21/94	59 FR 53113
6th Order on Recon, 5th R&O, and 7th NPRM	12/06/94	59 FR 62614
7th Order on Recon	01/25/95	60 FR 4863

Action	Date	FR Cite
9th Order on Recon	02/27/95	60 FR 10512
8th Order on Recon	03/17/95	60 FR 14373
6th R&O and 11th Order on Recon	07/12/95	60 FR 35854
13th Order on Recon	10/05/95	60 FR 52106
12th Order on Recon	10/26/95	60 FR 54815
10th Order on Recon	04/08/96	61 FR 15388
Order on Recon of the 1st R&O and Further NPRM	04/15/96	61 FR 16447
MO&O	02/12/97	62 FR 6491
Report on Cable Industry Prices	02/24/97	62 FR 8245
R&O	03/31/97	62 FR 15118
14th Order on Recon	10/15/97	62 FR 53572
Next Action Undetermined		
Regulatory Flexibility Analysis Required: Yes		

FCC—Cable Services Bureau

Long-Term Actions

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Agency Contact: Nancy Stevenson, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7039
TDD Phone: 202 418-7172
Fax: 202 418-1196

RIN: 3060-AF41

3678. CABLE TELEVISION RATE REGULATION: COST OF SERVICE

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 543

CFR Citation: 47 CFR 76

Legal Deadline: None

Abstract: The Commission has established rules pursuant to which cable operators may set rates for regulated cable service in accordance with traditional cost-of-service principles, as modified to take account of unique characteristics of the cable industry. These rules are the subject of pending petitions for reconsideration. In addition, the Commission is considering comments received in response to a Further Notice of Proposed Rulemaking concerning the rate of return that should be applied in cost-of-service cases.

Timetable:

Action	Date	FR Cite
NPRM	07/30/93	58 FR 40762
R&O	04/15/94	59 FR 17975
2nd NPRM	04/15/94	59 FR 18066
MO&O	10/14/94	59 FR 52087
2nd R&O/1st Order on Recon/FNPRM	03/08/96	61 FR 9361
Correction in FR	03/22/96	61 FR 11749
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Agency Contact: Nancy Stevenson, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7039

TDD Phone: 202 418-7172

Fax: 202 418-1196

RIN: 3060-AF48

3679. CUSTOMER SERVICE STANDARDS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i) to 154(j); 47 USC 303; 47 USC 552

CFR Citation: 47 CFR 76

Legal Deadline: NPRM, Statutory, April 3, 1993.

Abstract: The Commission has adopted customer service standards for cable operators nationwide to implement the provisions of the Cable Act of 1992. Such standards shall include, at a minimum, cable systems office hours, telephone availability, installations, outages, service calls, and communication between the cable operator and subscriber, including billing and refunds.

Timetable:

Action	Date	FR Cite
NPRM	12/23/92	57 FR 61038
R&O	04/19/93	58 FR 21107
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Agency Contact: Nancy Stevenson, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7039
TDD Phone: 202 418-7172
Fax: 202 418-1196

RIN: 3060-AF69

3680. CABLE HOME WIRING

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 544(i)

CFR Citation: 47 CFR 76

Legal Deadline: None

Abstract: On October 6, 1997, the FCC adopted a Report and Order and Second Notice of Proposed Rulemaking (FCC 97-7360) that amends its cable

inside wiring rules to enhance competition in the video distribution marketplace. The Second FNPRM seeks comment on, among other things, whether there are circumstances where the FCC should adopt restrictions on exclusive contracts in order to further promote competition in the multiple dwelling unit marketplace. A Petition for Review was filed in the U.S. Circuit Court of Appeals for the 8th Circuit on November 24, 1997. The FCC has received petitions for reconsideration and has requested the 8th Circuit to hold the pending court case in abeyance until the Commission takes action on the pending petitions. The Court granted the Commission's request.

Timetable:

Action	Date	FR Cite
NPRM	11/17/92	57 FR 54209
R&O	03/02/93	58 FR 11970
NPRM	02/01/96	61 FR 3657
First Order on Recon & FNPRM	02/16/96	61 FR 6210
FNRPM	09/03/97	62 FR 46453
R&O and Second FNPRM	11/14/97	62 FR 60165

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Cheryl Kornegay, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7948
TDD Phone: 202 418-7172
Fax: 202 418-1196
Email: ckornega@fcc.gov

RIN: 3060-AG02

3681. CLOSED CAPTIONING

Priority: Other Significant

Legal Authority: 47 USC 613

CFR Citation: 47 CFR 79.1; 47 CFR 79.2

Legal Deadline: None

Abstract: The FCC adopted regulations to ensure that video programming is accessible to persons with hearing disabilities through closed captioning. The rules were adopted in August 1997 and modified in response to petitions for reconsideration in September 1998. In April 2000, the FCC adopted rules

FCC—Cable Services Bureau

Long-Term Actions

to ensure the accessibility of televised emergency information to persons with hearing disabilities through closed captioning or another method of visual presentation.

Timetable:

Action	Date	FR Cite
NOI	12/15/95	60 FR 65052
Order	01/29/96	61 FR 2781
Order	03/12/96	61 FR 9963
Report	08/14/96	61 FR 42249
NPRM	02/03/97	62 FR 4959
Order	03/24/97	62 FR 13853
R&O	09/16/97	62 FR 48487
FNRPM	01/21/98	63 FR 3070
Order	10/20/98	63 FR 55959
Order	06/23/99	64 FR 33424
Second R&O	05/09/00	65 FR 26757
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: Additional Bureau: Consumer Information

Agency Contact: Marcia Glauber, Assistant Division Chief, Policy and Rules Division, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7046
TDD Phone: 202 418-7172
Fax: 202 418-1196
Email: mglauber@fcc.gov

RIN: 3060-AG26

3682. CABLE ACT REFORM

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 522; 47 USC 543; 47 USC 544; 47 USC 548; 47 USC 552

CFR Citation: 47 CFR 76

Legal Deadline: None

Abstract: This proceeding implements the cable reform section of the Telecommunications Act of 1996. It addresses several issues, including the cable rate complaint process, effective competition and subscriber notifications.

Timetable:

Action	Date	FR Cite
Order & NPRM	04/30/96	61 FR 19013
Report & Order	07/02/99	64 FR 35948
Correction	08/06/99	64 FR 42855
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Agency Contact: Nancy Stevenson, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7039
TDD Phone: 202 418-7172
Fax: 202 418-1196

RIN: 3060-AG27

3683. COMPETITIVE AVAILABILITY OF NAVIGATION DEVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 549

CFR Citation: 47 CFR 76

Legal Deadline: None

Abstract: The Commission has adopted rules to address the mandate expressed in section 629 of the Communications Act to ensure the commercial availability of "navigation devices," the equipment used to access video programming and other services from multichannel video programming systems. Petitions for reconsideration were resolved in a recent order. The Commission also issued a Further Notice of Proposed Rulemaking and Declaratory Ruling. The Further Notice sought comment as to the effectiveness of the Commission's rules for achieving the commercial availability of navigation devices. Accompanying the Further Notice was a Declaratory Ruling which found that technology licenses requiring copy protection measures to be located within a navigation host device are consistent with the Commission's navigation devices rules.

Timetable:

Action	Date	FR Cite
NPRM	03/05/97	62 FR 10011
R&O	07/15/98	63 FR 38089
Order on Reconsideration	06/02/99	64 FR 29599
FNPRM & Declaratory Ruling	09/28/00	65 FR 58255
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Thomas Horan, Attorney Advisor, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2486
TDD Phone: 202 418-7172
Fax: 202 418-1069
Email: thoran@fcc.gov

RIN: 3060-AG28

3684. POLE ATTACHMENT PROVISIONS

Priority: Other Significant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 224; 47 USC 303; 47 USC 403

CFR Citation: 47 CFR 1.1401 to 1.1418

Legal Deadline: Final, Statutory, February 8, 1998.

Abstract: The Commission established rules relating to pole attachments. The Telecommunications Act of 1996 required that within two years the Commission prescribe regulations governing the charges for pole attachments for telecommunications attachers. These regulations are to be used by cable operators and telecommunications carriers to provide telecommunications services when the utility and attaching entity parties fail to resolve a dispute over such charges. The Report and Order released in 1998 prescribed regulations to govern these charges.

In April 2000, the Commission released a Report and Order addressing issues related to the formula used to calculate just and reasonable rates that utilities charge for pole attachments. Petitions for reconsideration of both the 1998 and 2000 orders were resolved by Order released in May 2001.

Timetable:

Action	Date	FR Cite
NPRM	08/18/97	62 FR 43963
R&O	03/12/98	63 FR 12013
R&O	05/17/00	65 FR 31270
Erratum	05/31/00	65 FR 34820
Reconsideration Order	06/29/01	66 FR 34569
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Cheryl King, Attorney Advisor, Federal Communications

FCC—Cable Services Bureau

Long-Term Actions

Commission, Cable Services Bureau,
445 12th Street, SW., Washington, DC
20554

Phone: 202 418-2284
TDD Phone: 202 418-7172
Fax: 202 418-2297
Email: cking@fcc.gov

RIN: 3060-AG71

3685. DIGITAL MUST CARRY

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.

Legal Authority: 47 USC 534

CFR Citation: 47 CFR 76

Legal Deadline: None

Abstract: Section 614(b)(4)(B) of the Communications Act requires that, at the time the Commission prescribes standards for advanced television, it should "initiate a proceeding to establish any changes in the signal carriage requirements of cable television systems necessary to ensure cable carriage of those broadcast signals of local commercial television stations which have been changed to conform with such modified standards." In August of 1998, the FCC issued a Notice of Proposed Rulemaking seeking comments on the requirements of that section. In June 2000, based on responses to the Notice of Proposed Rulemaking, the Commission clarified that DTV-only television stations, in the context of auctioning analog channels 59-69, will ultimately have must carry rights. In January of 2001, the Commission issued a First Report and Order and Further Notice of Proposed Rulemaking resolving a number of technical and legal issues, including clarification that digital-only TV stations are entitled to mandatory carriage.

Timetable:

Action	Date	FR Cite
NPRM	08/07/98	63 FR 42330
MO&O and FNPRM	07/12/00	65 FR 42879
FNPRM	03/26/01	66 FR 16523
First R&O	03/26/01	66 FR 16533
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Agency Contact: Eloise Gore, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7200
TDD Phone: 202 418-7172
Fax: 202 418-1069

RIN: 3060-AG91

3686. HORIZONTAL OWNERSHIP LIMITS

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 533

CFR Citation: 47 CFR 76

Legal Deadline: None

Abstract: Section 613 of the Communications Act requires the Commission to "prescribe rules and regulations establishing reasonable limits on the number of cable subscribers a person is authorized to reach through cable systems owned by such person, or in which such person has an attributable interest." On October 8, 1999, the Commission issued a Third Report and Order, FCC 99-289, in this matter. The Commission revised the horizontal ownership rules as follows: (1) all multichannel video subscribers will be counted when calculating the 30 percent ownership limit; (2) actual subscriber numbers, rather than potential subscriber numbers, will be used for calculating an owner's share; and (3) the minority exception which allowed a 35 percent ownership limit for minority-owned entities under certain circumstances was eliminated. On March 2, 2001, the District of Columbia Circuit Court reversed and remanded the cable horizontal and vertical limits. (Time Warner Entertainment Co. v. FCC, 240 F.3d 1126 (DC cir.2001)). Pursuant to the court's remand, the Commission is soliciting comment.

Timetable:

Action	Date	FR Cite
Second MO&O on Recon and FNPRM	07/14/98	63 FR 37790
Third R&O	12/01/99	64 FR 67198
Order on Recon	03/08/00	65 FR 12135
MO&O	06/08/00	65 FR 36382
FNPRM	10/11/01	66 FR 51905
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Holly Berland, Staff Attorney, Federal Communications

Commission, Cable Services Bureau,
445 12th Street, SW., Washington, DC
20554

Phone: 202 418-2075
Fax: 202 418-1196

RIN: 3060-AH09

3687. APPLICATION OF NETWORK NONDUPLICATION, SYNDICATED EXCLUSIVITY, AND SPORTS BLACKOUT RULES TO SATELLITE RETRANSMISSION - SHVIA

Priority: Other Significant

Legal Authority: 47 USC 339

CFR Citation: 47 CFR 73; 47 CFR 76

Legal Deadline: None

Abstract: The FCC proposed rules on its implementation of certain aspects of the Satellite Home Viewer Improvement Act of 1999. In October of 2000, the FCC issued an order adopting rules that apply the current cable rules for network non-duplication, syndicated program exclusivity and sports blackout to satellite carriers. Petitions for reconsideration were filed in response to that order.

Timetable:

Action	Date	FR Cite
NPRM	02/02/00	65 FR 4927
Report and Order	11/14/00	65 FR 68082
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Eloise Gore, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7200
TDD Phone: 202 418-7172
Fax: 202 418-1069

RIN: 3060-AH35

3688. RETRANSMISSION CONSENT ISSUES - SHVIA

Priority: Other Significant

Legal Authority: 47 USC 325

CFR Citation: 47 CFR 76.64(m); 47 CFR 76.65

Legal Deadline: None

Abstract: The Satellite Home Viewer Improvement Act of 1999 (SHVIA) requires broadcasters, until the year

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Long-Term Actions

2006, to negotiate in good faith with satellite carriers and other multichannel video programming distributors (MVPDs) with respect to their transmission of the broadcasters' signals, and prohibits broadcasters from entering into exclusive retransmission agreements.

The First Report and Order (Order) determined that the statute does not intend to subject retransmission consent negotiation to detailed substantive oversight by the Commission. Instead, the Order concludes that Congress intended that the Commission follow established precedent, particularly in the field of labor law, in implementing the good faith retransmission consent negotiation requirement. Consistent with this conclusion, the Order adopts a two-part test for good faith. The first part of the test consists of a brief, objective list of negotiation standards. The second part of the good faith test is based on a totality of the circumstances standard. Under this standard, an MVPD may present facts to the Commission which, even though they do not allege a violation of the specific standards enumerated above, given the totality of the circumstances constitute a failure to negotiate in good faith. The Commission's rules regarding the good faith negotiation requirement sunset on January 1, 2006. An MVPD believing itself to be aggrieved may file a complaint with the Commission.

Timetable:

Action	Date	FR Cite
NPRM	12/29/99	64 FR 72985
First R&O	03/23/00	65 FR 23805
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steven Broeckaert, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7200

TDD Phone: 202 418-7172

Fax: 202 418-1069

Email: sbroecka@fcc.gov

RIN: 3060-AH36

3689. SATELLITE BROADCASTING SIGNAL CARRIAGE REQUIREMENTS

Priority: Economically Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 338; 47 USC 534; 47 USC 535

CFR Citation: 47 CFR 76

Legal Deadline: Final, Statutory, November 29, 2000.

Abstract: The Satellite Home Viewer Improvement Act of 1999 (SHVIA) requires satellite carriers, by January 1, 2002, to carry upon request all local broadcast stations' signals. These signals must be carried in all local markets in which the satellite carriers carry at least one broadcast station signal, assuming this signal is licensed pursuant to section 122 of the Copyright Act. The SHVIA requires the Commission to issue rules implementing the Act's mandatory carriage requirements within one year of the SHVIA's enactment. On November 29, 2000 the Commission adopted a Report and Order that places satellite carriers on equal footing with cable operators with respect to the availability of programming. The applicable statutory provisions are found in section 1008 of the SHVIA and codified at section 338 of the Communications Act. The Commission implementing satellite broadcast signal carriage rule is 47 CFR 76.66.

Timetable:

Action	Date	FR Cite
NPRM	06/30/00	65 FR 40564
NPRM Comment Period End	08/04/00	
Report and Order Announcement of Effective Date	01/23/01	66 FR 7410
Order on Reconsideration	09/26/01	66 FR 49124
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Ben Bartolome, Attorney, Federal Communications Commission, Cable Services Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2394

TDD Phone: 202 418-7172

Fax: 202 418-1069

Email: bbartolo@fcc.gov

RIN: 3060-AH45

3690. • EXCLUSIVE CONTRACT PROHIBITION OF THE PROGRAM ACCESS RULES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 548

CFR Citation: 47 CFR 76.1002

Legal Deadline: NPRM, Statutory, October 5, 2002.

Abstract: Section 628(c)(2)(D) of the Communications Act generally prohibits, in areas served by a cable operator, exclusive contracts for satellite cable programming between vertically integrated programming vendors and cable operators. Pursuant to section 628(c)(5), the prohibition on exclusive programming contracts contained in section 628(c)(2)(D) will cease to be effective on October 5, 2002, unless the FCC conducts a proceeding and finds that such prohibition continues to be necessary to preserve and protect competition and diversity in the distribution of video programming. In October 2001, the FCC issued an NPRM to initiate a proceeding in order to make that determination.

The NPRM sought comment on: (1) Whether section 628(c)(2)(D) of the Communications Act should cease to be effective pursuant to the sunset provision contained in section 628(c)(5); (2) the effect, if any, section 628(c)(2)(D) has had on competition in local and national markets; (3) the degree to which, if at all, clustering and continuing consolidation within the communications industry should inform our decision on the possible sunset of the exclusivity prohibition; (4) the effects of exclusivity in the multichannel video programming marketplace; (5) the impact the prohibition on exclusivity has had on diversity in programming; (6) whether it would be advisable, and consistent with the FCC's statutory authority, to retain the rule only for some types of programming or in some specific cases; (7) how other program access provisions would function should the exclusivity prohibition sunset; (8) what future procedures the FCC should undertake if the prohibition on exclusivity is retained; and (9) any other issues appropriate to our inquiry in accordance with section 628(c)(5).

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Long-Term Actions

Timetable:

Action	Date	FR Cite
NPRM	10/31/01	66 FR 54972
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Karen Kosar, Attorney, Federal Communications Commission, Wireless Bureau, 445 12th Street SW., Washington, DC 20554

Phone: 202 418-7200

Fax: 202 418-1069

Email: kkosar@fcc.gov

RIN: 3060-AH91

**Federal Communications Commission (FCC)
Common Carrier Bureau**

Proposed Rule Stage

3691. COMPUTER III FURTHER REMAND PROCEEDINGS: BELL OPERATING COMPANY PROVISION OF ENHANCED SERVICES

Priority: Other Significant

Legal Authority: 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 160; 47 USC 161; 47 USC 202 to 205; 47 USC 251; 47 USC 271; 47 USC 272; 47 USC 274 to 276

CFR Citation: 47 CFR 51; 47 CFR 53; 47 CFR 64

Legal Deadline: None

Abstract: On January 30, 1998, the FCC released a Further Notice of Proposed Rulemaking (FNPRM) proposing to streamline the safeguards under which the Bell Operating Companies (BOCs) provide information (or enhanced) services, such as voice mail and electronic messaging. The FCC sought comment on tentative conclusions relating to nonstructural safeguards, Comparably Efficient Interconnection (CEI) plans, and network information disclosure rules, among other things. Finally, the FNPRM sought to build a record on which to respond to a partial remand of certain orders by the Court of Appeals for the Ninth Circuit. On February 25, 1999, the Commission adopted a Report and Order which

streamlined the Commission's CEI and network information disclosure rules. Although the BOCs must continue to comply with their CEI obligations, they are no longer required to obtain pre-approval of their CEI plans and amendments from the Commission before initiating or altering an intra-LATA information service. Instead, the Commission requires the BOCs to post their CEI plans on their publicly accessible Internet sites, and to notify the Common Carrier Bureau upon such posting. The Commission removed the network information disclosure rules set forth in the Computer II and Computer III proceedings, with the narrow exception of the Computer II rules that require carriers to disclose changes that could affect how customer premises equipment (CPE) is attached to the network. On March 7, 2001, the FCC released a Public Notice requesting further comment on the outstanding issues discussed in its January 30, 1998 FNPRM.

Because the issues in this FNPRM overlap with certain issues that the Commission is now considering in a separate docket regarding broadband services, the Commission has incorporated the FNPRM into the broadband proceeding insofar as the FNPRM relates to the BOCs' obligations

to promote access to their networks with respect to broadband services. The broadband proceeding is entitled, "Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities; Universal Service Obligations of Broadband Providers," CC Docket No. 02-33, NPRM, FCC 02-42 (rel. Feb. 15, 2002).

Timetable:

Action	Date	FR Cite
FNPRM	02/26/98	63 FR 9749
R&O	03/24/99	64 FR 14141
Public Notice	03/15/01	66 FR 15064
NPRM	02/15/02	67 FR 9232
NPRM Comment Period End	04/15/02	
Reply Comment Period End	05/14/02	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jodie Donovan-May, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1580
Fax: 202 418-1413

RIN: 3060-AG72

**Federal Communications Commission (FCC)
Common Carrier Bureau**

Long-Term Actions

3692. ADMINISTRATION OF THE NORTH AMERICAN NUMBERING PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 3 to 4; 47 USC 151; 47 USC 152 to 155; 47 USC 154(i); 47 USC 201 to 205; 47 USC 207 to 209; 47 USC 218; 47 USC 225 to 227; 47 USC 251 to 252; 47 USC 271; 47 USC 332; 47 USC 403

CFR Citation: 47 CFR 52.1 to 52.99; 47 CFR 151; 47 CFR 154; 47 CFR 201 to 205; 47 CFR 403

Legal Deadline: None

Abstract: The Report and Order lays the foundation for the fair and effective administration of numbering in the United States. The Report and Order establishes a model for administration of numbering resources in a competitive environment. In this

model, the FCC will set broad policy objectives, be the final arbiter of domestic numbering disputes and work closely with other member countries of the North American Numbering Plan (NANP), the States, industry and consumers to ensure fair and effective number administration. The Report and Order creates the North American Number Council (NANC) under the Federal Advisory Committee Act. In the

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Third Report and Order, released on October 9, 1997, the Commission affirmed the NANC's selection of Lockheed Martin IMS as the new NANP administrator. The NANP administrator is a nongovernmental entity that is not aligned with any particular telecommunications industry segment, and upon selection and following a transition period, assumed Bellcore's current NANP administrator functions and the central office code administration functions currently handled by the dominant local exchange carrier in each area code. The rules were expanded to accommodate the requirements of the Telecommunications Act of 1996. See FCC 96-337, released August 8, 1996.

Timetable:

Action	Date	FR Cite
NOI	11/10/92	57 FR 53462
NPRM	05/10/94	59 FR 24103
R&O	07/28/95	60 FR 58737
Second R&O	09/06/96	61 FR 47284
Third R&O	10/23/97	62 FR 55179
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Deborah Blue, Program Analyst, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2320
Fax: 202 418-2345
Email: dblue@fcc.gov

RIN: 3060-AF50**3693. USE OF N11 CODES AND OTHER ABBREVIATED DIALING ARRANGEMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154(i); 47 USC 201 to 205; 47 USC 251(e)**CFR Citation:** Not Yet Determined**Legal Deadline:** None

Abstract: In 1992, the FCC released a Notice of Proposed Rulemaking in CC Docket 92-105 proposing that local exchange carriers (LECs) be required to make N11 codes available for access to information service providers. In this proposal, LECs could establish any reasonable assignment criteria for such allocation, including "first come, first served." The FCC's General Counsel

released a letter indicating it found no regulatory or legal obstacles to assignment of N11 codes for information services. On February 19, 1997, the FCC released a First Report and Order and Further Notice of Proposed Rulemaking in that Docket (FCC 97-51) which allows incumbent LECs, in addition to the States and Bell Communications Research (Bellcore), to continue to perform the N11 code administration functions that they performed at the time of enactment of the 1996 Act amendments to the 1934 Act, until further FCC action. The FCC concluded that: (1) 311 should be assigned as a national number for access to non-emergency police calls; (2) 711 should be assigned as a national number for access to telecommunications relay services (TRS); (3) all providers of telephone exchange service must be able to have their customers call 611 and 811 to reach their repair and business service offices; and (4) a LEC may not itself offer enhanced services using a 411 code or any other N11 code, unless that LEC offers access to the code on a reasonable nondiscriminatory basis to competing enhanced service providers in the local service area for which it is using the code to facilitate distribution of their enhanced services. In the FNPRM, the FCC asked for comment on: (1) the technical feasibility of implementing 711 for TRS access; (2) the possibility of developing an N11 gateway offering access to multiple TRS providers; (3) whether with such access, TRS calls would still be answered within mandatory minimum answer times; (4) whether such a gateway would be consistent with section 255; (5) whether other important disability services could be accessed thereby; (6) the possibility of providing both voice and text TRS services through the same abbreviated TRS code; (7) the proprietary nature of N11 codes; and (8) an FCC proposal to transfer administration of N11 codes at the local level from incumbent LECs to the North American Numbering Plan (NANP) administrator. Petitions for reconsideration or clarification on the order have been filed. Comments and replies were filed on March 31 and April 30, 1997, respectively. On June 16, 1999, the Commission released a Public Notice announcing that it would hold a public forum on September 8, 1999, on 711 access to TRS. The goal of the forum was to identify steps that

must be taken to implement 711 access to TRS as well as obstacles to implementation and how those obstacles could be resolved.

On August 9, 2000, the Commission released a Second Report and Order (FCC 00-257) that addresses issues related to the deployment of 711 for access to TRS. The Commission required a nationwide rollout of 711 access to TRS and established an implementation framework. On July 31, 2000, the Commission released a Third Report and Order (FCC 00-256) that granted the petition of the United Way of America, and others, for nationwide assignment of the 211 abbreviated dialing code for access to community information and referral services. The Commission also granted the petition of the U.S. Department of Transportation for nationwide assignment of the 511 abbreviated dialing code for access to travel and traffic information. The Commission further addressed issues raised in petitions for reconsideration of the N11 First Report and Order and resolved outstanding issues from the N11 Further Notice of Proposed Rulemaking.

On August 29, 2000, the Commission released a Fourth Report and Order and Third Notice of Proposed Rulemaking in CC Docket 92-105 and a Notice of Proposed Rulemaking in WT Docket 00-110 (FCC 00-327) to implement the Wireless Communications and Public Safety Act of 1999. The Commission designated 911 as the universal emergency number and sought comment on appropriate transition periods and how the Commission should facilitate States' efforts to deploy comprehensive emergency communications systems.

Timetable:

Action	Date	FR Cite
NPRM	05/29/92	57 FR 22681
First R&O	02/26/97	62 FR 8633
FNPRM	02/26/97	62 FR 8671
Second R&O	09/11/00	65 FR 54799
Fourth R&O and Third NPRM	09/19/00	65 FR 56751
Third R&O	02/09/01	66 FR 9674
Second NPRM	04/05/01	66 FR 18059
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Additional Bureau: Consumer Information

FCC—Common Carrier Bureau

Long-Term Actions

Agency Contact: Louise Klees-Wallace, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-1321

Fax: 202 418-1392

RIN: 3060-AF51

3694. IMPLEMENTATION OF THE UNIVERSAL SERVICE PORTIONS OF THE 1996 TELECOMMUNICATIONS ACT

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151 et seq

CFR Citation: 47 CFR 54

Legal Deadline: NPRM, Statutory, March 8, 1996.

Other, Statutory, November 8, 1996, Recommended decision.

Final, Statutory, May 8, 1997, Federal-State Joint Board R&O released May 8, 1997.

Abstract: As required by the Telecommunications Act of 1996, the Commission sought comment on proposals for reforming universal service. On November 8, 1996, the Federal-State Joint Board on Universal Service issued a recommended decision on changes to the universal service support mechanisms. In addition, on January 10, 1997, the Commission issued an NPRM and NOI on changes to the Board of Directors of the National Exchange Carrier Association (NECA), regarding the administration of universal service. On May 8, 1997, the Commission, at the direction of Congress, released its order implementing the universal service portions of the 1996 Act. On December 30, 1997, the Commission issued the 4th Order on Reconsideration which made changes and clarifications to the May 8 Order. On June 22, 1998, the Commission issued the 5th Order on Reconsideration which revised the collection levels for the schools and libraries support mechanism through June 30, 1999, and revised the collection levels for the rural health care support mechanism through December 31, 1998. The 5th Order on Reconsideration also revised the priority with which schools and libraries and rural health care providers will receive support. On October 28, 1998, the Commission issued the 5th Report and Order, in which it adopted the model platform for its forward-looking economic cost methodology,

which will be used to determine support for non-rural carriers beginning July 1, 1999. On November 21, 1998, the Commission issued the 8th Order on Reconsideration in which it consolidated the administration of universal service into a single entity known as the Universal Service Administrative Company or USAC. On November 25, 1998, the Federal-State Joint Board on Universal Service issued its Second Recommended Decision in which the Joint Board made certain recommendations to the Commission regarding the high cost support mechanism.

On May 28, 1999, the Commission issued the 13th Order on Reconsideration in which it adopted the principles of a Federal high-cost support mechanism that conformed to the Second Recommended Decision and in which it sought further comment on specific elements of the support methodology. In the 13th Order on Reconsideration, the Commission also decided to implement the new high-cost support mechanism on January 1, 2000 instead of July 1, 1999, as previously planned. On May 28, 1999, the Commission also issued a Further Notice of Proposed Rulemaking in which it sought comment on proposed input values to be used in the forward-looking model to determine non-rural LECs' cost of providing supported services in high cost areas. On August 5, 1999, the Commission adopted a Further Notice of Proposed Rulemaking in which it sought comment to ascertain the availability of, and to understand the possible impediments to, deployment and subscribership in unserved and underserved areas of the Nation, including tribal lands and other insular areas.

On November 1, 1999, the Commission issued the Fourteenth Order on Reconsideration, in which it eliminated the requirement that only carriers that have been certified as eligible telecommunications carriers may receive credit against their universal service contributions for providing telecommunications services to rural health care providers at the lower urban rates. On November 1, 1999, the Commission also issued the Fifteenth Order on Reconsideration, in which it authorized support for any commercially available telecommunications service regardless of the bandwidth, and simplified the

method for determining how much support a rural health care provider can receive. On November 2, 1999, the Commission issued the Ninth Report and Order and Eighteenth Order on Reconsideration in which it adopted a new forward-looking high-cost support mechanism that will enable States to ensure the reasonable comparability of non-rural carriers' intrastate rates. On November 2, 1999, the Commission also issued the Tenth Report and Order in which it completed the selection of a cost model to estimate forward-looking cost by adopting input values for the previously adopted cost model.

On June 30, 2000, the Commission issued the Twelfth Report and Order, Memorandum Opinion and Order, and Further Notice of Proposed Rulemaking, in response to the Further Notice of Proposed Rulemaking it adopted on August 5, 1999. In the Twelfth Report and Order, the Commission adopted measures to promote telecommunications subscribership and infrastructure deployment within American Indian and Alaska Native tribal communities.

On October 12, 2000, the Commission released a Further Notice of Proposed Rulemaking and Order to seek comment on proposals to modify the Commission's rules relating to contributions to the Federal universal service support mechanisms. On January 12, 2001, the Commission released a Further Notice of Proposed Rulemaking seeking comment on the Recommended Decision of the Federal-State Joint Board on Universal Service (Joint Board) regarding a plan for reforming the universal service support mechanism for rural carriers. The Joint Board sent to the Commission the Rural Task Force Recommendation as a good foundation for implementing rural high-cost reform. The Rural Task Force recommends the use of a modified version of the current high-cost loop support mechanism based on carriers' embedded costs.

On May 23, 2001, the Commission released the Fourteenth Report and Order, Twenty-Second Order on Reconsideration and Further Notice of Proposed Rulemaking. In the Fourteenth Report and Order, the Commission adopted a five-year plan that makes modifications to the high-cost loop support mechanism for rural carriers. These modifications were based on the recommendation of the

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Joint Board and will provide predictable levels of support so that rural carriers can continue to provide affordable service in rural America, while ensuring that consumers in all areas of the nation, including rural areas, have access to affordable and quality telecommunications services.

On March 14, 2001, the Commission issued an order modifying the methodology used to assess contributions to universal service. The methodology was modified to reduce the interval between the accrual of revenues and the assessment of contributions based on those revenues. The order reduced the interval from an average of one year to an average of six months.

On May 8, 2001, the Commission issued a Notice of Proposed Rulemaking in which sought comment on how to streamline and reform both the manner in which the Commission assesses carrier contributions to the universal service fund and the manner in which carriers may recover those costs from their customers.

On May 22, 2001, the Commission adopted a five-year interim freeze of the Part 36 jurisdictional separations rules, pending comprehensive reform of the separations process. The five-year interim freeze was based upon the July 21, 2000 Recommended Decision of the Federal-State Joint Board on Separations. Under the interim freeze, the Part 36 categories and jurisdictional allocation factors of price cap incumbent LECs are frozen, while rate-of-return carriers had the option to freeze only their jurisdictional allocation factors. The interim freeze is in effect from July 1, 2001, to June 30, 2006 or until comprehensive reform is completed, whichever comes first.

On November 8, 2001, the Commission released the Fifteenth Report and Order and Further Notice of Proposed Rulemaking (Further Notice) reforming the interstate access charge and universal service support system for rate-of-return incumbent carriers. The Order established a new interstate support mechanism to replace implicit support in the interstate access rate structure of rate-of-return carriers with explicit, portable support. Among other things, the Further Notice sought comment on consolidating the existing Long Term Support mechanism with the new support mechanism created in the Order.

On January 25, 2002, the Commission released a Further Notice of Proposed Rulemaking and Order (Further Notice), in which it sought comment on modifications to the rules governing the schools and libraries support mechanism. The modifications address changes that would make the program more efficient, ensure that the benefits of the program are distributed in an equitable manner, and prevent waste, fraud, and abuse. In addition, the order denied certain petitions for reconsideration relating to unused funds.

On February 15, 2002, the Commission released a Notice of Proposed Rulemaking and Order, in which it sought comment on the issues from the Ninth Report and Order remanded by the United States Court of Appeals for the Tenth Circuit. The Ninth Report and Order established a federal high-cost universal service support mechanism for non-rural carriers based on forward-looking economic costs. In addition, the order referred these issues to the Federal-State Joint Board on Universal Service for a recommended decision.

On February 15, 2002, the Commission issued a Notice of Proposed Rulemaking examining the appropriate legal and policy framework under the Communications Act of 1934, as amended, for broadband access to the Internet provided over domestic wireline facilities.

On February 26, 2002, the Commission issued a Further Notice of Proposed Rulemaking and Report and Order, in which it sought comment on specific proposals to change the manner in which universal service contributions are assessed and recovered, including one proposal to assess contributions based on the number and capacity of connections provided to a public network. This proceeding also made certain modifications to the existing contribution system.

Timetable:

Action	Date	FR Cite
Recommended Decision Federal-State Joint Board, Universal Service	11/08/96	61 FR 63778
1st R&O	05/08/97	62 FR 32862
2nd R&O	05/08/97	62 FR 32862
Order on Recon	07/10/97	62 FR 40742
R&O and 2nd Order on Recon	07/18/97	62 FR 41294
2nd R&O, and FNPRM	08/15/97	62 FR 47404

Action	Date	FR Cite
3rd R&O	10/14/97	62 FR 56118
2nd Order on Recon	11/26/97	62 FR 65036
4th Order on Recon	12/30/97	62 FR 2093
5th Order on Recon	06/22/98	63 FR 43088
5th R&O	10/28/98	63 FR 63993
8th Order on Recon	11/21/98	
2nd Recommended Decision	11/25/98	63 FR 67837
13th Order on Recon	06/09/99	64 FR 30917
FNPRM	06/14/99	64 FR 31780
FNPRM	09/30/99	64 FR 52738
14th Order on Recon	11/16/99	64 FR 62120
15th Order on Recon	11/30/99	64 FR 66778
10th R&O	12/01/99	64 FR 67372
9th R&O and 18th Order on Recon	12/01/99	64 FR 67416
19th Order on Recon	12/30/99	64 FR 73427
20th Order on Recon	05/08/00	65 FR 26513
Public Notice	07/18/00	65 FR 44507
12th R&O, MO&O and FNPRM	08/04/00	65 FR 47883
FNPRM and Order	11/09/00	65 FR 67322
FNPRM	01/26/01	66 FR 7867
R&O and Order on Recon	03/14/01	66 FR 16144
NPRM	05/08/01	66 FR 28718
Order	05/22/01	66 FR 35107
14th R&O and FNPRM	05/23/01	66 FR 30080
FNPRM and Order	01/25/02	
NPRM	02/15/02	67 FR 9232
NPRM and Order	02/15/02	
FNPRM and R&O	02/26/02	
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Undetermined

Agency Contact: Sheryl Todd, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7400

Email: stodd@fcc.gov

RIN: 3060-AF85

3695. TOLL-FREE SERVICE ACCESS CODES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 201 et seq; 47 USC 251(e)

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This proceeding assures that toll-free numbers are allocated on an efficient, fair, and orderly basis.

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Timetable:

Action	Date	FR Cite
NPRM	10/05/95	60 FR 57157
Second R&O	04/25/97	62 FR 20126
Third R&O	10/09/97	62 FR 55179
Fourth R&O and MO&O	03/30/98	63 FR 16440
Fifth R&O	07/05/00	65 FR 53189
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None

Agency Contact: Jennifer Gorny, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2320

RIN: 3060-AG11**3696. IMPLEMENTATION OF SECTION 273 OF THE TELECOMMUNICATIONS ACT OF 1996****Priority:** Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 153; 47 USC 154; 47 USC 157; 47 USC 201 to 209; 47 USC 218; 47 USC 251; 47 USC 273; 47 USC 403

CFR Citation: Not Yet Determined**Legal Deadline:** None

Abstract: This rulemaking implements provisions of the Telecommunications Act of 1996 relating to the manufacturing of telecommunications equipment and customer premises equipment by the Bell Operating Companies and their affiliates.

Timetable:

Action	Date	FR Cite
NPRM	01/24/97	62 FR 3638
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None

Agency Contact: Gregory Cooke, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2351
Email: gcooke@fcc.gov

RIN: 3060-AG36**3697. POLICIES AND RULES GOVERNING INTERSTATE PAY-PER-CALL AND OTHER INFORMATION SERVICES PURSUANT TO THE TELECOMMUNICATIONS ACT OF 1996****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 228

CFR Citation: 47 CFR 64.1501; 47 CFR 64.1504; 47 CFR 64.1510

Legal Deadline: None

Abstract: The Commission has received comments on proposed rules designed to implement the 1996 Telecommunications Act with respect to information services to prevent abusive and deceptive practices by entities that might try to circumvent the statutory requirements. The proposed rules address generally the use of dialing sequences other than the 900 service access code to provide information services.

Timetable:

Action	Date	FR Cite
NPRM	06/20/96	61 FR 31481
NPRM Comment	09/16/96	
Period End		
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Sheryl Todd, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7400
Email: stodd@fcc.gov

RIN: 3060-AG42**3698. TELECOMMUNICATIONS CARRIERS' USE OF CUSTOMER PROPRIETARY NETWORK INFORMATION AND OTHER CUSTOMER INFORMATION****Priority:** Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 222; 47 USC 275; 47 USC 303(r)

CFR Citation: 47 CFR 64.2001; 47 CFR 64.2003; 47 CFR 64.2005; 47 CFR 64.2007; 47 CFR 64.2009

Legal Deadline: None

Abstract: The Commission adopted rules implementing the new statutory framework governing carrier use and

disclosure of customer proprietary network information (CPNI) created by section 222 of the Communications Act of 1934, as amended. CPNI includes, among other things, to whom, where, and when a customer places a call, as well as the types of service offerings to which the customer subscribes and the extent to which the service is used.

Timetable:

Action	Date	FR Cite
NPRM	05/28/96	61 FR 26483
Public Notice	02/25/97	62 FR 8414
Second R&O and FNPRM	04/24/98	63 FR 20364
Order on Reconsideration	10/01/99	64 FR 53242
Final Rule, Announcement of Effective Date	01/26/01	66 FR 7865
Clarification Order & Second NPRM	09/07/01	66 FR 50140
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: Jodie Donovan-May, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1580
Fax: 202 418-1413

Marcy Greene, Federal Communications Commission, Common Carrier Bureau, 445 12th Street SW, Washington, DC 20554

Phone: 202 418-1500
Fax: 202 418-1413
Email: mgreene@fcc.gov

RIN: 3060-AG43**3699. IMPLEMENTATION OF THE SUBSCRIBER SELECTION CHANGES PROVISION OF THE TELECOMMUNICATIONS ACT OF 1996****Priority:** Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 201; 47 USC 258

CFR Citation: 47 CFR 64.1100; 47 CFR 64.1150; 47 CFR 64.1160; 47 CFR 64.1170; 47 CFR 64.1180; 47 CFR 64.1190

Legal Deadline: None

Abstract: In December 1998, the Commission established new rules and policies implementing section 258 of

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the Communications Act of 1934, as amended by the Telecommunications Act of 1996, which makes it unlawful for any telecommunications carrier to “submit or execute a change in a subscriber’s selection of a provider of telecommunications exchange service or telephone toll service except in accordance with such verification procedures as the Commission shall prescribe.” The rules provide, among other things, that any telecommunications carrier that violates such verification procedures and that collects charges for telephone exchange service or telephone toll service from a subscriber, shall be liable to the carrier previously selected by the subscriber in an amount equal to all charges paid by the subscriber after such violation. In the FNPRM, we sought comment on several proposals to further strengthen our slamming rules. In April 2000, the Commission modified the slamming liability rules by giving victims of slamming adequate redress, ensuring that carriers that slam do not profit from their fraud, and allowing states to act as the primary administrator of slamming complaints.

In July 2000, the Commission took further action to improve the existing carrier change process for both consumers and carriers, protect the right of consumers to exercise choice among carriers, and ensure that consumers’ choices are honored. In December 2000, the Commission adopted a Biennial Review FNPRM seeking comment on proposals to amend the slamming rules to lighten administrative burdens associated with selling or transferring customer bases by eliminating the need to obtain a waiver, while continuing to protect consumers. In February 2001, the Commission adopted an order modifying and clarifying certain aspects of the reporting and registration requirements it had adopted in July 2000. In May 2001, the Commission adopted streamlined procedures for the carrier-to-carrier sale or transfer of customer bases, as proposed in the Biennial Review FNPRM.

Timetable:

Action	Date	FR Cite
MO&O on Recon and FNPRM	08/14/97	62 FR 43493
FNPRM Comment Period End	09/30/97	

Action	Date	FR Cite
Second Report & Order and Second FNPRM	02/16/99	64 FR 7745
First Order on Recon	04/13/00	65 FR 47678
Third Report & Order and Second Order on Recon	11/08/00	65 FR 66934
Third FNPRM	01/29/01	66 FR 8093
Order	03/01/01	66 FR 12877
First Report & Order and Fourth Report & Order	06/06/01	66 FR 30334

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: Sheryl Todd, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7400
Email: stodd@fcc.gov

RIN: 3060-AG46**3700. IMPLEMENTATION OF SECTION 402(B)(1)(A) OF THE TELECOMMUNICATIONS ACT OF 1996; LEC TARIFF STREAMLINING PROVISIONS****Priority:** Other Significant**Legal Authority:** 47 USC 151; 47 USC 154**CFR Citation:** 47 CFR 1.773(a); 47 CFR 61.58

Legal Deadline: Final, Statutory, February 8, 1997, The Act of 1996 provides that streamlining provisions apply to any charge, classification, regulation, or practice filed on or after one year after date of enactment of the Act (i.e., 2/8/97).

Abstract: In this Report and Order, the FCC adopted rules to implement the specific streamlining requirements of the Telecommunications Act of 1996. Petitions for reconsideration were filed.

Timetable:

Action	Date	FR Cite
NPRM	09/24/96	61 FR 49987
NPRM Comment Period End	10/24/96	
R&O	02/07/97	62 FR 5757

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Joi Nolen, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1520

RIN: 3060-AG47**3701. ACCESS CHARGE REFORM****Priority:** Economically Significant**Legal Authority:** 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 201 to 205; 47 USC 403; 47 USC 553**CFR Citation:** 47 CFR 61.41 to 61.49; 47 CFR 69**Legal Deadline:** None

Abstract: On December 24, 1996, the Commission initiated a rulemaking to revise its access charge rules to make them compatible with a competitive market envisioned by the Telecommunications Act of 1996. On May 7, 1997, the Commission adopted revised access charge rate structure rules and adjusted the price cap productivity factor. The Commission also adopted a market-based approach to reducing overall access charge levels and moving such levels toward forward-looking economic costs. The Commission adopted a Further Notice of Proposed Rulemaking seeking comment on proposals to allow presubscribed interexchange carrier charges on special access lines and to adjust the allocation of General Support Facilities costs recovered through interstate access charges.

On July 10, 1997, on its own motion, and on October 9, 1997, in response to reconsideration petitions, the Commission revised or clarified certain parts of the rules adopted in the May 1997 Access Charge Reform Order. On November 26, 1997, the Commission adopted rules requiring price cap carriers to adjust the allocation of General Support Facilities costs and to reduce their price cap indices to ensure that regulated access rates do not recover those costs which are related to nonregulated services. Reconsideration petitions filed in response to the Access Charge Reform Order, if not yet addressed, will be addressed in future reconsideration orders. On May 27, 1999, the Commission initiated a further rulemaking, seeking comment on how

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to adjust interstate access charges in conjunction with the removal from access charges of implicit universal service support for non-rural local exchange carriers. On August 5, 1999, the Commission adopted rules implementing the market-based approach to access charge reform, pursuant to which incumbent price cap local exchange carriers receive progressively greater pricing flexibility as competition develops. The Commission also initiated a Further Notice of Proposed Rulemaking, seeking comment on additional pricing flexibility, proposed changes to the rate structure for local switching and tandem-switched transport, and the need to constrain access charges imposed by competitive local exchange carriers. Reconsideration petitions filed in response to the November 1997 General Support Facilities Order will be addressed in a future reconsideration order. On May 31, 2000, the Commission adopted an industry proposal establishing a 5-year plan for price cap local exchange carriers and resolving many outstanding issues concerning interstate access charges and interstate universal service. On April 27, 2001, the Commission revised its tariff rules to establish benchmark access rates for competitive local exchange carriers, whereby access rates at or below the benchmark will be presumed just and reasonable and may be imposed by tariff, and access rates above the benchmark will be mandatorily detariffed. The Commission adopted a rural exemption to this benchmark scheme, recognizing that a higher level of access charges is justified for certain carriers serving rural areas. On May 21, 2001, the Commission determined that price cap local exchange carriers should not be permitted to assess prescribed interexchange carrier charges on special access lines.

Timetable:

Action	Date	FR Cite
NPRM	01/31/97	62 FR 4670
FNPRM	06/06/97	62 FR 31040
R&O	06/11/97	62 FR 31868
Second Report & Order	06/11/97	62 FR 31939
Order on Reconsideration	07/29/97	62 FR 40460
Second Order on Reconsideration	10/29/97	62 FR 56121
Third Report & Order	12/15/97	62 FR 65619
Public Notice	10/09/98	63 FR 54430

Action	Date	FR Cite
Third Order on Reconsideration	10/15/98	63 FR 55334
Fourth Report & Order and FNPRM	06/09/99	64 FR 30949
Fifth Report & Order and FNPRM	09/22/99	64 FR 51258
NPRM	10/04/99	64 FR 53648
Sixth Report & Order	06/21/00	65 FR 38684
Public Notice	06/26/00	65 FR 39335
Seventh Report & Order and FNPRM	05/21/01	66 FR 27892
Order	07/20/01	66 FR 37943
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None

Agency Contact: Aaron Goldschmidt, Staff Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1530
Fax: 202 418-1567

RIN: 3060-AG49**3702. IMPLEMENTATION OF THE LOCAL COMPETITION PROVISIONS OF THE TELECOMMUNICATIONS ACT OF 1996****Priority:** Substantive, Nonsignificant

Legal Authority: 47 USC 151 to 155; 47 USC 157; 47 USC 201 to 205; 47 USC 207 to 209; 47 USC 218

CFR Citation: 47 CFR 51; 47 CFR 52

Legal Deadline: Final, Statutory, August 8, 1996.

Abstract: The Second Report and Order and Memorandum Opinion and Order implemented the dialing parity, nondiscriminatory access, network disclosure, and number administration provisions of the Telecommunications Act of 1996. The Order also denied the Petition for Expedited Declaratory Ruling on the area code relief plan for Dallas and Houston filed with the FCC by the Texas Public Utilities Commission on May 9, 1996. Finally, this Order addressed petitions for clarification or reconsideration in the matters of proposed 708 Relief Plan and 630 Numbering Plan Area Code by Ameritech and the Administration of the North American Numbering Plan. On July 19, 1999, the Commission released an order denying the petition for reconsideration of the Local Competition Second Report and Order and Memorandum Opinion and Order

filed by Beehive Telephone Company, Inc., Local Competition Second Report and Order, First Order on Reconsideration, CC Docket No. 96-98, FCC 99-170, 1999 WL 507245 (1999). On August 17, 1999, Beehive filed a Notice of Appeal of this order with the U.S. Court of Appeals for the D.C. Circuit. On May 18, 2000, the Court affirmed the Commission's decision without a published opinion. On June 30, 2000, Beehive filed a Petition for Rehearing with the Court. That petition was denied on July 18, 2000.

On September 9, 1999, the Commission released the Second Order on Reconsideration of the Local Competition Second Report and Order, FCC 99-227, resolving petitions for reconsideration of rules adopted in the Local Competition Second Report and Order to implement the requirement of section 251(b)(3), 47 U.S.C. section 251(b)(3), that LECs provide non-discriminatory access to directory assistance, directory listing and operator services. At the same time the Commission released a Notice of Proposed Rulemaking (NPRM), FCC 99-227, seeking comment on issues related to developments in, and the convergence of, directory publishing and directory assistance. On October 21, 1999, the Commission released the Third Order on Reconsideration of the Local Competition Second Report and Order, FCC 99-243, resolving the petitions for reconsideration regarding numbering administration under section 251(e)(1) of the Act, 47 U.S.C. section 251(e)(1). On January 9, 2002, the Commission released an Order on Reconsideration dismissing petitions for reconsideration or clarification of the Local Competition Second Report and Order and Memorandum Opinion and Order regarding dialing parity under section 251(b)(3) of the Act, 47 U.S.C. section 251(b)(3), and network disclosure under Section 251(c)(1) of the Act, 47 U.S.C. section 251(c)(1). On January 23, 2001, the Commission released a First Report and Order, FCC 01-27, resolving issues raised in the September 9th NPRM, and concluding, among other things, that competing Directory Assistance (DA) providers that are certified as CLECs, are agents of CLECs, or that offer call completion services provide telephone exchange or telephone toll service, and thus are entitled to nondiscriminatory access to LEC local DA databases.

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Timetable:

Action	Date	FR Cite
NPRM	04/25/96	61 FR 18311
NPRM Comment Period End	06/03/96	
Order	09/06/96	61 FR 47284
NPRM	09/27/99	64 FR 51949
Second Order on Recon	09/27/99	64 FR 51910
Third Order on Recon	11/18/99	64 FR 62983
First Report & Order	02/21/01	66 FR 10965
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Federal**Agency Contact:** Gregory Cooke, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2351

Email: gcooke@fcc.gov

RIN: 3060-AG50**3703. ENHANCED 911 SERVICES FOR WIRELINE****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154(i); 47 USC 201; 47 USC 222; 47 USC 251**CFR Citation:** 47 CFR 64.706; 47 CFR 64.708; 47 CFR 68.2; 47 CFR 68.3; 47 CFR 68.3(a); 47 CFR 68.228; 47 CFR 68.308; 47 CFR 68.310**Legal Deadline:** None**Abstract:** The rules generally will assist State governments in drafting legislation that will ensure that multi-line telephone systems are compatible with the enhanced 911 network.**Timetable:**

Action	Date	FR Cite
NPRM	10/11/94	59 FR 54878
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** State, Local, Tribal, Federal**Agency Contact:** Alan Thomas, Attorney, Federal Communications Commission, Common Carrier Bureau,

445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2338

Email: aathomas@fcc.gov

RIN: 3060-AG60**3704. DETARIFFING OF COMPETITIVE LOCAL EXCHANGE CARRIERS' INTERSTATE EXCHANGE ACCESS SERVICES****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151 to 154; 47 USC 160; 47 USC 201-205**CFR Citation:** 47 CFR 61.26**Legal Deadline:** None**Abstract:** In an Order released on April 27, 2001, the Commission addressed a number of interrelated issues concerning charges for interstate switched access services provided by competitive local exchange carriers (CLECs) and the obligations of interexchange carriers to exchange access traffic with CLECs. The Order seeks to ensure that CLEC access charges are just and reasonable, to reduce regulatory arbitrage opportunities, and to avoid disrupting the development of competition in the local telecommunications market.

In an attached Further Notice of Proposed Rulemaking, the Commission sought comment on whether tariffed CLEC-provided access service for toll free, or "8YY," numbers should be afforded different treatment than CLEC tariffed switched access traffic generally.

Timetable:

Action	Date	FR Cite
NPRM	07/17/97	62 FR 38244
FNPRM	09/22/99	64 FR 51280
Public Notice	06/26/00	65 FR 39335
Order	05/21/01	66 FR 27892
FNPRM	05/21/01	66 FR 27927
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Agency Contact:** Tamara Preiss, Chief, Competitive Pricing Division, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1530
Email: tpreiss@fcc.gov**RIN:** 3060-AG73**3705. IN THE MATTER OF THE TELECOMMUNICATIONS RELAY SERVICES, THE AMERICANS WITH DISABILITIES ACT OF 1990, AND THE TELECOMMUNICATIONS ACT OF 1996****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154; 47 USC 225**CFR Citation:** 47 CFR 64.604**Legal Deadline:** None**Abstract:** This item will address the requirement that telecommunications relay services be capable of handling any type of call normally provided by common carriers, including coin sent-paid calls. On April 5, 2001, the Commission published a Second FNPRM seeking comment on the coin sent-paid issue. This Second FNPRM suspended the enforcement of section 64.604(a)(3) of our rules until final rules in this proceeding are adopted and published in the Federal Register.**Timetable:**

Action	Date	FR Cite
NPRM	12/04/90	55 FR 50037
R&O and Request for Comments	08/01/91	56 FR 36729
Order on Recon, Second R&O and FNPRM	03/03/93	58 FR 12175
MO&O	11/28/95	60 FR 58626
Order	08/23/00	
Second FNPRM	04/05/01	66 FR 18059
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** Additional Bureau: Consumer Information**Agency Contact:** Pam Slipakoff, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7705

Fax: 202 418-2345

Email: pslipako@fcc.gov

RIN: 3060-AG75**3706. 1998 BIENNIAL REGULATORY REVIEW — REVIEW OF ACCOUNTING AND COST ALLOCATION REQUIREMENTS****Priority:** Other Significant**Legal Authority:** 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 161; 47 USC 220

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CFR Citation: 47 CFR 32.11; 47 CFR 32.16; 47 CFR 32.2000(b); 47 CFR 32.2114; 47 CFR 32.2115; 47 CFR 32.2116; 47 CFR 32.5280; 47 CFR 32.6114; 47 CFR 32.6115; 47 CFR 32.6116; 47 CFR 64.903; 47 CFR 64.904

Legal Deadline: None

Abstract: This Report and Order modifies the FCC's cost allocation and accounting rules as part of the biennial regulatory review process. Specifically, it (1) raises the threshold significantly for Class A accountings, thus allowing mid-sized carriers currently required to use Class A accounts to use the more streamlined Class B accounts; (2) establishes less burdensome cost allocation manual (CAM) procedures for the mid-sized incumbent local exchange carriers (LECs) and reduces the frequency with which independent audits of the cost allocations are required; and (3) makes several changes to the uniform system of accounts to reduce accounting requirements and to eliminate or consolidate accounts.

Timetable:

Action	Date	FR Cite
NPRM	06/17/98	63 FR 45208
NPRM Comment Period End	09/04/98	
Report & Order	06/30/99	64 FR 50002
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Timothy Peterson, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1575

Clifford Rand, Federal Communications Commission, Common Carrier Bureau, 445 12th Street SW, Washington, DC 20554
Phone: 202 418-0803

RIN: 3060-AG98

3707. 1998 BIENNIAL REGULATORY REVIEW — REVIEW OF ARMIS REPORTING REQUIREMENTS

Priority: Other Significant. Major under 5 USC 801.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 161; 47 USC 201; 47 USC 202; 47 USC 203; 47 USC 204; 47 USC 205; 47 USC 215; 47 USC 218; 47 USC 219; 47 USC 220; 47 USC 403

CFR Citation: 47 CFR 43.21

Legal Deadline: None

Abstract: This Report and Order reduces reporting requirements for incumbent local exchange carriers with annual operating revenues in excess of the annual indexed revenue threshold. These modifications are designed to minimize the reporting burden on carriers, improve the quality and use of the reported financial and operating data, and reduce the costs of collection, verification, and distribution of the data.

Timetable:

Action	Date	FR Cite
NPRM	07/17/98	63 FR 44220
NPRM Comment Period End	09/04/98	
Report & Order	06/30/99	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mika Savir, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0384
Email: msavir@fcc.gov

RIN: 3060-AG99

3708. PERFORMANCE MEASUREMENTS AND REPORTING REQUIREMENTS FOR OPERATIONS SUPPORT SYSTEMS, INTERCONNECTION, OPERATOR SERVICES, AND DIRECTORY ASSISTANCE

Priority: Other Significant

Legal Authority: 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 201; 47 USC 202; 47 USC 251; 47 USC 303

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: On April 17, 1998, the FCC released an NPRM seeking comment on a set of model performance measurements and reporting requirements for operations support systems, interconnection, and access to operator services and to directory assistance.

Timetable:

Action	Date	FR Cite
NPRM	04/17/98	63 FR 27021

Action	Date	FR Cite
NPRM (To Terminate Proceeding)	11/19/01	66 FR 59759
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Agency Contact: Jessica Rosenworcel, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2764
Fax: 202 418-1413

Jodie Donovan-May, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1580
Fax: 202 418-1413

RIN: 3060-AH00

3709. DEPLOYMENT OF WIRELINE SERVICES OFFERING ADVANCED TELECOMMUNICATIONS CAPABILITY

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 152; 47 USC 153; 47 USC 154; 47 USC 157; 47 USC 160; 47 USC 201; 47 USC 202; 47 USC 203; 47 USC 204; 47 USC 205; 47 USC 251; 47 USC 252; 47 USC 253; 47 USC 254; 47 USC 256; 47 USC 271; 47 USC 303(r)

CFR Citation: 47 CFR 51.5; 47 CFR 51.230; 47 CFR 51.231; 47 CFR 51.232; 47 CFR 51.233; 47 CFR 51.319; 47 CFR 51.321; 47 CFR 51.323; 47 CFR 51.605; 47 CFR 51.607

Legal Deadline: None

Abstract: On March 31, 1999, the Commission released a First Report and Order and Further Notice of Proposed Rulemaking (NPRM) (Advanced Services Order), in CC Docket No. 98-147, adopting several measures to enable competitive providers of advanced services such as those used to provide high-speed Internet access, to deploy new technologies on a faster, more cost-effective basis to consumers. This order is intended to create marketplace conditions conducive to the nationwide deployment of advanced telecommunications services consistent with the goals of section 706 of the Telecommunications Act of 1996. Because the Commission concluded that the record did not sufficiently

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address long-term spectrum compatibility issues, the Commission adopted a companion Further NPRM that sought comment on issues related to developing long-term standards and practices for spectrum compatibility and management. In the Further NPRM, the Commission also tentatively concluded that it is technically feasible for two different telecommunications carriers sharing a single line to provide traditional voice service and advanced services. The Further Notice sought comment on the operational, pricing, legal and policy ramifications of mandating such line sharing at the Federal level.

On November 9, 1999, the Commission released a Second Report and Order (Advanced Services Resale Order) in CC Docket No. 98-147, which addressed whether the discounted resale obligation of section 251(c)(4) applies to incumbent Local Exchange Carrier (LEC) provision of advanced services. The Commission determined that analysis of section 251(c)(4) requires a fact-specific evaluation of the features and characteristics of a particular transaction, and concluded that advanced services sold at retail by incumbent LECs to residential and business end-users are subject to the section 251(c)(4) discounted resale obligation, without regard to their classification as telephone exchange service or exchange access service. The Commission, however, reached a different result as to advanced services sold to Internet Service Providers for inclusion in a high-speed Internet service offering, concluding that these advanced services are inherently different from advanced services made available directly to business and residential end-users, and as such, are not subject to the discounted resale obligations of section 251(c)(4).

On December 9, 1999, the Commission released a Third Report and Order in CC Docket No. 98-147 and Fourth Report and Order in CC Docket No. 96-98 (Line Sharing Order). In the Line Sharing Order, the Commission adopted measures to promote the availability of competitive broadband Digital Subscriber Line (DSL) services, especially to residential and small business customers. The Third R&O amended the Commission's network unbundling rules to require incumbent LECs to provide unbundled access to a new network element, the high frequency portion of the local loop.

This enables competitive LECs to compete with incumbent LECs to provide DSL services through telephone lines that the competitive LECs can share with incumbent LECs. In addition, the Line Sharing Order adopted spectrum management policies and rules to facilitate the competitive deployment of advanced services. These rules will significantly benefit the rapid and efficient deployment of DSL technologies.

On January 19, 2001, the Commission issued an Order on Reconsideration and a Further Notice of Proposed Rulemaking in which the Commission reinforced its line sharing rules to promote availability of unbundled access to the high frequency portion of the loop. It also addressed issues in a variety of petitions for clarification and/or reconsideration filed in response to the Line Sharing Order.

Timetable:

Action	Date	FR Cite
NPRM	08/24/98	63 FR 45140
Order	08/24/98	63 FR 45133
R&O and Further NPRM	04/30/99	64 FR 23229
Third R&O	01/10/00	65 FR 1331
Second R&O	02/11/00	65 FR 6912
Reconsideration Order and Further NPRM	02/06/01	66 FR 9035
Next Action	Undetermined	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: William Dever, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1580
Fax: 202 418-1413

RIN: 3060-AH03**3710. PRESCRIBING THE AUTHORIZED RATE OF RETURN FOR INTERSTATE SERVICES OF LOCAL EXCHANGE CARRIERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154; 47 USC 201(b); 47 USC 202 to 205; 47 USC 218 to 220; 47 USC 303(r); 47 USC 403**CFR Citation:** 47 CFR 65.301**Legal Deadline:** None**Abstract:** This Notice initiates a proceeding to rescribe the

authorized rate of return for interstate access services provided by ILECs. It marks the first prescription proceeding since we revised the rules governing procedures and methodologies for prescribing and enforcing the rate of return for ILECs not subject to price cap regulation, and the first prescription proceeding since the Commission adopted its price cap rules for local exchange carriers. In this Notice, we seek comment on the methods by which we could calculate the ILECs' cost of capital. In the Notice, we propose corrections to errors in the codified formulas for the cost of debt and cost of preferred stock and seek comment on whether this proceeding warrants a change in the low-end formula adjustment for local exchange carriers subject to price caps.

Timetable:

Action	Date	FR Cite
NPRM	10/05/98	63 FR 55988
NPRM Comment Period End	04/08/99	

Next Action Undetermined

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Andrew G. Mulitz, Legal Branch Chief, Accounting Safeguards Division, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0827
Email: amulitz@fcc.gov

RIN: 3060-AH18**3711. 1998 BIENNIAL REGULATORY REVIEW — REVIEW OF DEPRECIATION REQUIREMENTS FOR INCUMBENT LOCAL EXCHANGE CARRIERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154; 47 USC 161; 47 USC 201 to 205; 47 USC 215; 47 USC 218; 47 USC 220(h); 47 USC 403**CFR Citation:** 47 CFR 32.2000; 47 CFR 43.43**Legal Deadline:** None**Abstract:** In the Report and Order we streamline further our depreciation prescription process by permitting summary filings and eliminating the prescription of depreciation rates for incumbent local exchange carriers,

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provided that the carrier uses depreciation factors that are within the ranges adopted by the Commission; expanding the prescribed range for the digital switching plant account; and eliminating theoretical reserve studies for mid-sized carriers. We also set forth conditions pursuant to which a waiver from the Commission's depreciation prescription process may be appropriate. In the Memorandum Opinion and Order, we deny United States Telephone Association's petition for forbearance of our depreciation prescription process. We find that the petition did not meet the three-prong forbearance test under section 10 of the Act (47 U.S.C. section 160).

In the Second Report and Order, we declined to adopt a proposal to relieve carriers of our depreciation requirements where carriers elect an above-the-line accounting treatment of the regulatory-to-financial book differential.

Timetable:

Action	Date	FR Cite
NPRM	10/14/98	63 FR 56900
NPRM Comment Period End	12/08/98	
FNPRM	04/03/00	65 FR 19725
R&O and MO&O	04/10/00	65 FR 18926
Second Report and Order	02/09/01	66 FR 9681

Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Andrew G. Mulitz, Legal Branch Chief, Accounting Safeguards Division, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0827
Email: amulitz@fcc.gov

RIN: 3060-AH20

3712. COMPREHENSIVE REVIEW OF ACCOUNTING REQUIREMENTS AND ARMIS REPORTING REQUIREMENTS, PHASE 1

Priority: Other Significant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 161; 47 USC 220

CFR Citation: 47 CFR 32.13; 47 CFR 32.25; 47 CFR 32.27; 47 CFR 32.903; 47 CFR 32.904; 47 CFR 32.2002; 47 CFR 32.2003; 47 CFR 32.5999

Legal Deadline: None

Abstract: This Report and Order streamlines the FCC's accounting and reporting requirements by (1) eliminating the USOA expense matrix; (2) reducing audit burdens on incumbent local exchange carriers; (3) adopting a de minimis exception to the affiliate transactions rules; (4) eliminating other accounting requirements; and (5) streamlining reporting requirements in the ARMIS 43-02 USOA Report.

Timetable:

Action	Date	FR Cite
NPRM	07/14/99	64 FR 44877
NPRM Comment Period End	09/09/99	
Report and Order Next Action Undetermined	03/28/00	65 FR 16328

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mika Savir, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0384
Email: msavir@fcc.gov

RIN: 3060-AH43

3713. LOCAL TELEPHONE NETWORKS THAT LECS MUST MAKE AVAILABLE TO COMPETITORS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 251

CFR Citation: 47 CFR 51 (Revision)

Legal Deadline: None

Abstract: This revises the rules applicable to incumbent local exchange carriers (LECs) to permit competitive carriers to access portions of the incumbent LECs' networks on an unbundled basis. Unbundling allows competitors to lease portions of the incumbent LECs' network to provide telecommunications services. These rule changes are intended to remove uncertainty regarding the incumbent LECs' unbundling obligations under the Telecommunications Act of 1996 and are expected to accelerate the development of local exchange competition.

On April 10, 2001, the Commission issued a Public Notice seeking comment on a Joint Petition filed by

BellSouth, SBC, and Verizon asking the Commission to find that high-capacity loops and dedicated transport should not be subject to mandatory unbundling. The Commission issued Public Notices on April 23, 2001 and May 14, 2001 seeking additional comment.

On December 20, 2001, the Commission issued a Notice of Proposed Rulemaking to comprehensively consider the appropriate changes, if any, to its unbundling policies in light of market developments and technological advances. 67 Fed. Reg. 1947. As part of this triennial review, the Commission incorporated the records of several pending proceedings on unbundling into this docket, including: (1) the availability of loops, transport, and combinations thereof; (2) high-capacity loops and dedicated transport; (3) local switching; and (4) next-generation networks.

Timetable:

Action	Date	FR Cite
Second Further NPRM	04/26/99	64 FR 20238
Fourth Further NPRM	01/14/00	65 FR 2367
Second Errata Third R&O and Fourth Further NPRM	01/18/00	65 FR 2542
Supplemental Order	01/18/00	65 FR 2542
Errata Third R&O and Fourth Further NPRM	01/18/00	65 FR 2542
Third R&O	01/18/00	65 FR 2542
Correction	04/11/00	65 FR 19334
Supplemental Order Clarification	06/20/00	65 FR 38214
Public Notice	02/01/01	66 FR 8555
Public Notice	03/05/01	66 FR 18279
Public Notice	04/10/01	
Public Notice	04/23/01	
Public Notice	05/14/01	
NPRM	01/15/02	67 FR 1947
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Local

Agency Contact: Jeremy Miller, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1580
Fax: 202 418-1413

RIN: 3060-AH44

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3714. 2000 BIENNIAL REGULATORY REVIEW — TELECOMMUNICATIONS SERVICE QUALITY REPORTING REQUIREMENTS

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 154(j); 47 USC 201(b); 47 USC 303(r); 47 USC 403

CFR Citation: 47 CFR 32; 47 CFR 32.11; 47 CFR 32.1220(h); 47 CFR 32.2311(f); 47 CFR 32.2003(b); 47 CFR 32.5280(c); 47 CFR 32.27(c); 47 CFR 64.903(a)

Legal Deadline: None

Abstract: This NPRM proposes to eliminate our current service quality reports (ARMIS Report 43-05 and 43-06) and replace them with a more consumer-oriented report. The NPRM proposes to reduce the reporting categories from more than 30 to 6, and addresses the needs of carriers, consumers, state public utility commissions, and other interested parties.

Timetable:

Action	Date	FR Cite
NPRM	12/04/00	65 FR 75657
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected:

Undetermined

Agency Contact: Mika Savir, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0384
Email: msavir@fcc.gov

RIN: 3060-AH72

3715. ACCESS CHARGE REFORM AND UNIVERSAL SERVICE REFORM

Priority: Economically Significant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 201 to 205; 47 USC 254; 47 USC 403

CFR Citation: 47 CFR 36; 47 CFR 54; 47 CFR 61; 47 CFR 69

Legal Deadline: None

Abstract: On October 11, 2001, the Commission adopted an Order reforming the interstate access charge and universal service support system for rate-of-return incumbent carriers.

The Order adopts three principal reforms. First, the Order modifies the interstate access rate structure for small carriers to align it more closely with the manner in which costs are incurred. Second, the Order removes implicit support for universal service from the rate structure and replaces it with explicit, portable support. Third, the Order permits small carriers to continue to set rates based on the authorized rate of return of 11.25 percent. The Order became effective on January 1, 2002, and the support mechanism established by the Order will be implemented beginning July 1, 2002.

The Commission also adopted a Further Notice of Proposed Rulemaking (FNPRM) seeking additional comment on proposals for incentive regulation, increased pricing flexibility for rate-of-return carriers, and proposed changes to the Commission's "all-or-nothing" rule. Comments on the FNPRM were due on February 14, 2002, and reply comments on March 18, 2002. After the comment cycle closes, the Commission intends to carefully review the record and work with the parties to expeditiously develop appropriate reforms based on the proposals outlined in the FNPRM.

Timetable:

Action	Date	FR Cite
NPRM	01/25/01	66 FR 7725
Report and Order	11/30/01	66 FR 59719
Further NPRM	11/30/01	66 FR 59761
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: William Scher, Attorney, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7400

RIN: 3060-AH74

3716. 2000 BIENNIAL REGULATORY REVIEW — COMPREHENSIVE REVIEW OF THE ACCOUNTING REQUIREMENTS AND ARMIS REPORTING REQUIREMENTS FOR INCUMBENT LOCAL EXCHANGE CARRIERS; PHASE 2 AND PHASE 3

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 154(j); 47 USC 161; 47 USC 201(b); 47 USC 303(r); 47 USC 403

CFR Citation: 47 CFR 32.1 et seq

Legal Deadline: None

Abstract: This NPRM seeks comment on various measures to streamline existing accounting and ARMIS reporting requirements.

Timetable:

Action	Date	FR Cite
NPRM	11/13/00	65 FR 67675
NPRM Comment Period End	03/14/01	
Public Notice	06/26/01	66 FR 33938
Public Notice Comment Period End	07/26/01	
R&O	02/06/02	67 FR 5669
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Timothy Peterson, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1575

RIN: 3060-AH76

3717. COMPREHENSIVE REVIEW OF THE ACCOUNTING REQUIREMENTS AND ARMIS REPORTING REQUIREMENTS FOR INCUMBENT LOCAL EXCHANGE CARRIERS; PHASE 1

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 201 to 205; 47 USC 215; 47 USC 218 to 220

CFR Citation: 47 CFR 32.13; 47 CFR 32.25; 47 CFR 32.27; 47 CFR 32.2002; 47 CFR 32.2003; 47 CFR 32.5999; 47 CFR 64.903; 47 CFR 64.904

Legal Deadline: None

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Abstract: This Report and Order eliminates the expense matrix filing requirement in Section 32.5999(f) of the Commission's rules, 47 CFR Section 32.5999(f), and eliminates or streamlines several other accounting requirements. In addition, this Report and Order eliminates several tables and reporting items from our ARMIS report 43-02.

Timetable:

Action	Date	FR Cite
NPRM	08/18/99	64 FR 44877
Report and Order	10/02/00	65 FR 58661
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Timothy Peterson, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1575

RIN: 3060-AH77

3718. STREAMLINING PROCEDURES FOR COMMON CARRIER TRANSFERS OF CONTROL

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 152; 47 USC 154(i); 47 USC 154(j); 47 USC 201; 47 USC 214; 47 USC 303(r)

CFR Citation: 47 CFR 63.01; 47 CFR 63.51; 47 CFR 63.52

Legal Deadline: None

Abstract: On July 20, 2001, the Commission adopted a Notice of Proposed Rulemaking in CC Docket No. 01-150 (FCC 01-205) (Merger Streamlining NPRM). The Commission proposes to streamline application procedures under 47 USC 214 for common carrier authorizations to acquire domestic transmission lines through acquisitions of corporate control. The Commission requests comments on the criteria it should adopt for deciding which applications would require little scrutiny to determine that they would serve the public interests.

Timetable:

Action	Date	FR Cite
NPRM	08/09/01	66 FR 41823
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Henry Thaggert, Attorney Advisor, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1580
Fax: 202 418-1413
Email: hthagger@fcc.gov

RIN: 3060-AH79

3719. NUMBERING RESOURCE OPTIMIZATION

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 201 et seq.; 47 USC 251(e)

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: In 1999, the Commission released the Numbering Resource Optimization Notice of Proposed Rulemaking (Notice) in CC Docket 99-200. The Notice examined and sought comment on several administrative and technical measures aimed at improving the efficiency with which telecommunications numbering resources are used and allocated. It incorporated input from the North American Numbering Council (NANC), a federal advisory committee, which advises the Commission on issues related to number administration.

In the Numbering Resource Optimization First Report and Order and Further Notice of Proposed Rulemaking (NRO First Report and Order), released on March 31, 2000, the Commission adopted a mandatory utilization data reporting requirement, a uniform set of categories of numbers for which carriers must report their utilization, and a utilization threshold framework to increase carrier accountability and incentives to use numbers efficiently. In addition, the Commission adopted a single system for allocating numbers in blocks of one thousand, rather than ten thousand, wherever possible, and established a plan for national rollout of thousands-block number pooling. The Commission also adopted numbering resource reclamation requirements to ensure that unused numbers are returned to the North American Numbering Plan (NANP) inventory for assignment to other carriers. Also, to encourage better

management of numbering resources, carriers are required, to the extent possible, to first assign numbering resources within thousands blocks (a form of sequential numbering).

In the NRO Second Report and Order, the Commission adopted a measure that requires all carriers to use at least 60% of their numbering resources before they may get additional numbers in a particular area. That 60% utilization threshold increases to 75% over the next three years. The Commission also established a five-year term for the national Pooling Administrator and an auditing program to verify carrier compliance with the Commission's rules. Furthermore, the Commission addressed several issues raised in the Notice, concerning area code relief. Specifically, the Commission declined to amend the existing federal rules for area code relief or specify any new federal guidelines for the implementation of area code relief. The Commission also declined to state a preference for either all-services overlays or geographic splits as a method of area code relief. Regarding mandatory nationwide ten-digit dialing, the Commission declined to adopt this measure at the present time. Furthermore, the Commission declined to mandate nationwide expansion of the "D digit" (the "N" of an NXX or central office code) to include 0 or 1, or to grant state commissions the authority to implement the expansion of the D digit as a numbering resource optimization measure at the present time.

In the NRO Third Report and Order, the Commission addressed national thousands-block number pooling administration issues, including declining to alter the implementation date for covered CMRS carriers to participate in pooling. The Commission also addressed federal cost recovery for national thousands-block number pooling, and continued to require states to establish cost recovery mechanisms for costs incurred by carriers participating in pooling trials. The Commission reaffirmed the Months-to-Exhaust (MTE) requirement for carriers. The Commission declined to lower the utilization threshold established in the Second Report and Order, and declined to exempt pooling carriers from the utilization threshold. The Commission also established a safety valve mechanism to allow carriers that do not meet the utilization threshold in a

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given rate center to obtain additional numbering resources.

In the NRO Third Report and Order, the Commission lifted the ban on technology specific overlays (TSOs), and delegated authority to the Common Carrier Bureau, in consultation with the Wireless Telecommunications Bureau, to resolve any such petitions. Furthermore, the Commission found that carriers who violate our numbering requirements, or fail to cooperate with an auditor conducting either a "for cause" or random audit, should be denied numbering resources in certain instances. The Commission also reaffirmed the 180-day reservation period, declined to impose fees to extend the reservation period, and found that state commissions should be allowed password-protected access to the NANPA database for data pertaining to NPAs located within their state.

The measures adopted in the NRO orders will allow the Commission to monitor more closely the way numbering resources are used within the NANP, and will promote more efficient allocation and use of NANP resources by tying a carrier's ability to obtain numbering resources more closely to its actual need for numbers to serve its customers. These measures are designed to create national standards to optimize the use of numbering resources by: (1) minimizing the negative impact on consumers of premature area code exhausts; (2) ensuring sufficient access to numbering resources for all service providers to enter into or to compete in telecommunications markets; (3) avoiding premature exhaust of the NANP; (4) extending the life of the NANP; (5) imposing the least societal cost possible, and ensuring competitive neutrality, while obtaining the highest benefit; (6) ensuring that no class of carrier or consumer is unduly favored or disfavored by the Commission's optimization efforts; and (7) minimizing the incentives for carriers to build and carry excessively large inventories of numbers.

Timetable:

Action	Date	FR Cite
NPRM	06/17/99	64 FR 32471
R&O and Further NPRM	06/16/00	65 FR 37703
Second R&O and Second Further NPRM	02/08/01	66 FR 9528

Action	Date	FR Cite
Third R&O and Second Order on Recon	02/12/02	67 FR 643
Next Action Undetermined		
Regulatory Flexibility Analysis Required: Yes		
Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations		
Government Levels Affected: Undetermined		
Agency Contact: Sanford Williams, Attorney, Federal Communications Commission, 445 12th Street SW, Washington, DC 20554 Phone: 202 418-1508		
RIN: 3060-AH80		

3720. • PERFORMANCE MEASUREMENTS AND STANDARDS FOR UNBUNDLED NETWORK ELEMENTS AND INTERCONNECTION

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 47 USC 151, 152; 47 USC 154(i), 201; 47 USC 202, 206-209; 47 USC 251, 253; 47 USC 503,504,706

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: On November 8, 2001, the Commission opened a rulemaking to consider whether it should adopt a modest group of national performance measurements and standards for evaluating the provision of unbundled network elements by Incumbent Local Exchange Carriers.

Timetable:

Action	Date	FR Cite
NPRM	11/30/01	66 FR 59759
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Uzoma Onyeije, Attorney, Federal Communications Commission, 445 12th Street SW, Washington, DC 20554
Phone: 202 418-7827
Fax: 202 418-1413
Email: uonyeije@fcc.gov

RIN: 3060-AI00

3721. • PERFORMANCE MEASUREMENTS AND STANDARDS FOR INTERSTATE SPECIAL ACCESS SERVICES

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 47 USC 101, 152; 47 USC 154(i); 47 USC 201, 202; 47 USC 206-209, 251; 47 USC 272, 503

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: On November 16, 2001, the Commission opened a rulemaking to consider whether it should adopt national performance measurements, standards, and penalties for the provision of interstate special access services.

Timetable:

Action	Date	FR Cite
NPRM	12/10/01	66 FR 63651
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Uzoma Onyeije, Attorney, Federal Communications Commission, 445 12th Street SW, Washington, DC 20554
Phone: 202 418-7827
Fax: 202 418-1413
Email: uonyeije@fcc.gov

RIN: 3060-AI01

3722. • CUSTOMER PREMISES EQUIPMENT/ENHANCED SERVICES BUNDLING RESTRICTIONS IN COMPUTER II

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151, 152; 47 USC 154, 160; 47 USC 161, 201-205; 47 USC 215, 218; 47 USC 220, 303(r)

CFR Citation: 47 CFR 64.702(e)

Legal Deadline: None

Abstract: This Further Notice of Proposed Rulemaking examines the need for certain restrictions on a common carrier's ability to bundle customer premises equipment (CPE), enhanced services, and regulated telecommunications services.

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Timetable:

Action	Date	FR Cite
FNPRM	10/09/98	63 FR 56892
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Jodie Donovan-May, Attorney Advisor, Federal Communications Commission, Common

Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1580
Fax: 202 418-1413

RIN: 3060-AI03

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3723. IMPLEMENTATION OF NON-ACCOUNTING SAFEGUARDS, SEC. 271 & 272 OF COMMUNICATIONS ACT OF 1996 & REGULATORY TREATMENT OF LEC PROVISIONS OF INTEREXCHANGE SVCS. ORIG. IN LEC LOCAL EXCH. AREA

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 152; 47 USC 154; 47 USC 201 to 205; 47 USC 215; 47 USC 218; 47 USC 220; 47 USC 271; 47 USC 272; 47 USC 303(r)

CFR Citation: 47 CFR 1.720; 47 CFR 1.721; 47 CFR 1.735; 47 CFR 61.41; 47 CFR 61.58; 47 CFR 63.71; 47 CFR 64.702

Legal Deadline: None

Abstract: On December 24, 1996, the Commission adopted the Non-Accounting Safeguards Order in its proceeding implementing the non-accounting safeguards provision of the Communications Act of 1934, as amended by the Telecommunications Act of 1996. These provisions prescribe the manner in which the Bell Operating Companies (BOCs) may enter certain markets, including the provisions of in-region interLATA services. On October 1, 1999, the Commission denied several petitions for reconsideration of its initial Order and, on its own motion, clarified certain language in the Order relating to so-called "teaming arrangements." Certain BOCs subsequently appealed specific aspects of the Order to the U.S. Circuit Court for the District of Columbia. On October 27, 2000, the Court granted the Commission's motion for a voluntary remand, and remanded the matter to the Commission. On November 8, 2000, the Commission sought further comment on the specific issues raised by the appeal. On April 11, 2001, the Commission released an Order on Remand, in which it examined the scope of the term "InterLATA Services" as it relates to Section 271 of the Act.

Timetable:

Action	Date	FR Cite
NPRM	07/29/96	61 FR 39392
First R&O	01/21/97	62 FR 2927
FNPRM	01/21/97	62 FR 2991
Second Order on Recon	07/07/97	62 FR 36216
Order	04/06/98	63 FR 16696
Second R&O	04/24/98	63 FR 20326
Erratum	06/25/98	63 FR 34603
Third Order on Recon	10/01/99	64 FR 61527
Public Notice	11/08/00	
Order on Remand	04/27/01	66 FR 36206

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Brent Olson, Federal Communications Commission, Common Carrier Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1580
Fax: 202 418-1413

RIN: 3060-AG37

3724. ACCESS CHARGE REFORM FOR RATE-OF-RETURN LOCAL EXCHANGE CARRIERS

Priority: Economically Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 5 USC 553; 47 USC 151; 47 USC 152; 47 USC 153; 47 USC 154; 47 USC 201; 47 USC 202; 47 USC 203; 47 USC 204; 47 USC 205; 47 USC 251; 47 USC 254(g); 47 USC 303(r); 47 USC 403

CFR Citation: 47 CFR 36.111; 47 CFR 36.372; 47 CFR 61.1; 47 CFR 69.2; 47 CFR 69.4; 47 CFR 69.110; 47 CFR 69.112; 47 CFR 69.120; 47 CFR 69.125; 47 CFR 69.153(c); 47 CFR 69.307(c)

Legal Deadline: None

Abstract: In order to make the access charge rules compatible with a competitive marketplace as envisioned by the Telecommunications Act of 1996, the FCC on May 26, 1998,

initiated a rulemaking to revise interstate access charge rules applicable to incumbent local exchange carriers subject to rate-of-return regulation. The NPRM proposes to permit rate-of-return LECs to adjust their subscriber line charge ceilings on non-primary residential and multi-line business lines to the level necessary to recover their average per-line interstate-allocated common line costs, subject to an inflation-adjusted \$9.00 ceiling. The NPRM also proposes to permit rate-of-return LECs to recover common line revenues through a presubscribed interexchange carrier charge. The NPRM also proposes that per-minute residual carrier common line and residual transport interconnection charges will be eliminated as the presubscribed interexchange carrier charge ceilings increase. The NPRM seeks comment on proposals to allow presubscribed interexchange carrier charges on special access lines and to adjust the allocation of General Support Facilities costs recovered through interstate access charges to ensure that regulated access rates do not recover costs related to nonregulated services. The NPRM proposes that rate-of-return local exchange carriers recover marketing costs allocated to the interstate jurisdiction from end users on a per-line basis. In addition, to establish a new switched access rate element to accommodate a new service offering, the streamlined petition provisions of section 69.4(g) are proposed.

Timetable:

Action	Date	FR Cite
NPRM	07/20/98	63 FR 38774
Withdrawn	11/30/01	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

FCC—Common Carrier Bureau

Completed Actions

Agency Contact: Lynne Milne,
Attorney, Federal Communications
Commission, Common Carrier Bureau,

445 12th Street, SW., Washington, DC
20554
Phone: 202 418-7055

TDD Phone: 202 418-0484
Fax: 202 418-1567
RIN: 3060-AH01

Federal Communications Commission (FCC)
Consumer Information Bureau

Long-Term Actions

3725. IMPLEMENTATION OF SECTION 255 AND SECTION 251(A)(2) OF THE TELECOMMUNICATIONS ACT OF 1996; ACCESS TO TELECOMMUNICATIONS SERVICES EQUIPMENT AND CUSTOMER PREMISE EQUIPMENT FOR PERSONS WITH DISABILITIES

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 255

CFR Citation: 47 CFR 6; 47 CFR 7

Legal Deadline: None

Abstract: This proceeding is initiated to implement the provisions of sections 251(a)(2) and 255 of the Communications Act and related sections of the Telecommunications Act of 1996 regarding the accessibility of telecommunications equipment and services to persons with disabilities.

Timetable:

Action	Date	FR Cite
NOI	09/26/96	61 FR 50465
NPRM	05/22/98	63 FR 28456
NPRM Comment Period End	08/14/98	
Report & Order	11/19/99	64 FR 63235
Further NOI	11/19/99	64 FR 63277
Further NOI Comment Period End	12/14/99	
Public Notice	07/13/00	65 FR 43372
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Additional Information: Additional Bureau: Common Carrier

Agency Contact: Janet Sievert,
Attorney Advisor, Federal
Communications Commission,
Consumer Information Bureau, 445
12th Street, SW., Washington, DC
20554
Phone: 202 418-1362
TDD Phone: 202 418-1398

Fax: 202 418-1414
Email: jsievert@fcc.gov
RIN: 3060-AG58

3726. IN THE MATTER OF TELECOMMUNICATIONS RELAY SERVICES AND SPEECH-TO-SPEECH SERVICES FOR INDIVIDUALS WITH HEARING AND SPEECH DISABILITIES; CC DOCKET NO. 98-67

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 225; 47 USC 255; 47 USC 610

CFR Citation: 47 CFR 64.601; 47 CFR 64.603; 47 CFR 64.604; 47 CFR 64.605

Legal Deadline: None

Abstract: In the Report and Order, released on March 6, 2000, the FCC adopted additional rules to increase the availability and usefulness of the telecommunications system for Americans with hearing and speech disabilities. Specifically, the FCC required that speech to speech and Spanish language relay services be provided. The FCC also encouraged the provision of video relay interpreting service by making it eligible for reimbursement from the telecommunications relay service (TRS) fund. In addition, the FCC revised its minimum standards in accordance with the statutory mandate that TRS must be "functionally equivalent" to voice telecommunications service to the extent possible. Among other things, these rules will improve the speed at which calls are answered and conversations relayed.

In the Further Notice of Proposed Rulemaking (FNPRM), the FCC asked for comment on how to further improve TRS. Specifically, the FNPRM asked what changes are necessary to increase public awareness of TRS among all callers, not just those with disabilities, including how a national awareness education campaign can be established; and whether other technologies,

services, and features should be made available to TRS users.

In the Order on Reconsideration released on June 5, 2000, the FCC, on its own motion, amended the effective date by which parties must comply with most of the amended rules adopted in the Report and Order. The Order on Reconsideration also established a fixed date for the annual submission of complaint log summaries by States and TRS providers to the FCC by July 1 of each year. The FCC also more rigorously conformed the text of the rules concerning the submission of contact information and the treatment of emergency calls to the precise language in the Report and Order. Moreover, the FCC clarified the requirement regarding the transfer of customer profile information between outgoing and incoming TRS providers, and clarified the review process and possible disposition of informal complaints under our amended TRS rules. In addition, the Order on Reconsideration changed the nomenclature in our rules from "video relay interpreting" to "video relay services." Finally, the Order on Reconsideration corrected various typographical errors.

Timetable:

Action	Date	FR Cite
NPRM	05/20/98	63 FR 32798
NPRM Comment Period End	09/14/98	
Order on Recon	06/21/00	65 FR 38432
Report and Order	06/21/00	65 FR 38432
FNPRM	06/21/00	65 FR 38490
Public Notice	07/19/01	66 FR 37631
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: State

Agency Contact: Marilyn Jones,
Attorney, Federal Communications
Commission, Common Carrier Bureau,
445 12th Street, SW., Washington, DC
20554
Phone: 202 418-2320
Fax: 202 418-2345

FCC—Consumer Information Bureau

Long-Term Actions

Greg Hlibok, Attorney, Federal Communications Commission, Consumer and Governmental Affairs Bureau, 445 12th Street SW, Washington, DC 20554
Phone: 202 418-8124
TDD Phone: 202 418-0431
Email: ghlibok@fcc.gov

Joy Alford, Federal Communications Commission
Phone: 202 632-7175

RIN: 3060-AG76

3727. • ESTABLISHMENT OF RULES GOVERNING PROCEDURES TO BE FOLLOWED WHEN INFORMAL COMPLAINTS ARE FILED BY CONSUMERS AGAINST ENTITIES REGULATED BY THE COMMISSION

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 152; 47 USC 154(i) and (j); 47 USC 303(r); 47 USC 403

CFR Citation: 47 CFR 1.716 to 1.718

Legal Deadline: None

Abstract: This proceeding seeks comment on proposals to establish a unified, streamlined process for the

intake and resolution of informal complaints filed by consumers in order to promote maximum compliance with the requirements of the Communications Act of 1934, as amended, (the Act) and our implementing rules and orders.

The Commission has previously emphasized that our consumer complaint mechanisms are a principal vehicle for achieving such compliance and promoting the pro-competitive goals underlying the Act and our rules. We are concerned, however, that our existing complaint mechanisms require consumers to navigate an array of rule provisions and disparate procedures administered by various offices within the Commission in order to file complaints about practices they believe violate the Act or our rules and orders. Our goal in this proceeding is to consolidate and streamline our consumer complaint mechanisms for consumers to use when submitting informal complaints to the Commission.

We propose to establish a consumer complaint mechanism patterned after our existing rules for informal complaints filed against common

carriers pursuant to Section 208 of the Act contained in Sections 1.717-1.718 of the Commission's rules. We also invite comment on whether we should make changes to our existing informal common carrier complaint rules.

Timetable:

Action	Date	FR Cite
NPRM (Release Date)	02/28/02	
Next Action	Undetermined	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Margaret Egler, Deputy Chief, CIB, Federal Communications Commission, Consumer Information Bureau, 445 12th Street, S.W., Washington, DC 20554
Phone: 202 418-1580
Email: megler@fcc.gov

Yanic Hardie, Attorney-Advisor, Federal Communications Commission, 445 12th Street SW, Washington, DC 20554
Phone: 202 418-7440

RIN: 3060-AI02

Federal Communications Commission (FCC) Enforcement Bureau

Long-Term Actions

3728. IN THE MATTER OF AMENDMENT OF PART 73, SUBPART G, OF THE COMMISSION'S RULES REGARDING THE EMERGENCY ALERT SYSTEM

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 544; 47 USC 606

CFR Citation: 47 CFR 11; 47 CFR 73; 47 CFR 76

Legal Deadline: None

Abstract: The Commission adopted new rules to replace the old Emergency Broadcast System (EBS) with a new Emergency Alert System (EAS), in order to alert the public in the event of a national emergency. The Report and Order requires broadcast stations and cable TV systems to participate in the EAS and streamlines operational procedures for system participants. The new rules prescribe how existing communications services such as broadcasting, cable, and other public

service providers will function under the technical standards and operational procedures of the new system. It also removed the old part of the Commission's rules concerning EBS in its entirety and incorporated the new EAS rules in a new part of the Code of Federal Regulations.

The Commission issued a Further Notice of Proposed Rulemaking (NPRM) seeking comments regarding whether the Multipoint Distribution Service (MDS), Satellite Master Antenna TV (SMATV) system, and Video Dial Tone should also be required to participate in EAS. It also sought comments on several cable issues such as whether a defined class of small cable systems should be exempted from participation in EAS, and how the Commission should define small cable systems. The Commission subsequently adopted a Second Report and Order to (1) modify EAS as it applied to cable systems; (2) address whether other video providers should be required to participate in the

system; and (3) adopt rules to address issues of concern to persons with hearing disabilities.

In response to concerns that voluntary EAS activations could interrupt the transmission of emergency programming by local broadcast stations, the Commission issued a Second Further NPRM requesting comment on whether it should adopt rules to prohibit cable systems from transmitting EAS alerts for state or local emergencies during the broadcast of emergency programming by a broadcast station. In the Third Report and Order, the Commission amended its rules to permit cable systems and broadcast systems to enter into voluntary agreements regarding the transmission of local emergency information. The Commission, however, declined to adopt rules requiring cable systems to prevent the interruption of local broadcast station emergency programming. In April 2000, the Commission issued an order in which

FCC—Enforcement Bureau

Long-Term Actions

it deleted obsolete rules or rules that were no longer needed.

In March 2001, the Commission issued an NPRM proposing various revisions to the EAS rules and seeking comment on requests for rule changes filed by the National Weather Service and the Society of Broadcast Engineers.

The Commission adopted rule changes in the Report and Order that are intended to enhance the capabilities and performance of the EAS during state and local emergencies. The Commission adopted rules that add new state and local event codes to the EAS and rules that permit broadcast stations and cable stations to upgrade their existing EAS equipment to add the new event and location codes on a voluntary basis until the equipment is replaced. Additionally, the Commission adopted rules that require

all existing and new models of EAS equipment manufactured after August 1, 2003, to be capable of receiving and transmitting the new codes. The Commission noted that this approach strikes an appropriate balance between promoting public safety by permitting enhancements to state and local EAS and ensuring that any such enhancements do not result in reduced voluntary participation in state and local EAS activities.

Timetable:

Action	Date	FR Cite
NPRM	10/09/91	
NPRM/FNPRM	09/17/92	57 FR 53874
R&O	12/28/94	59 FR 67090
FNPRM	12/28/94	59 FR 67104
MO&O	11/06/95	60 FR 55996
Second FNPRM	03/04/98	63 FR 15806
Second R&O	09/24/98	63 FR 29660

Action	Date	FR Cite
Third R&O	02/08/99	64 FR 5950
Order	04/24/00	65 FR 21657
NPRM	03/20/01	66 FR 16897
R&O (Release Date)	02/26/02	
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Agency Contact: Bonnie Gay, Emergency Alert System Staff, Federal Communications Commission, Enforcement Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1220

RIN: 3060-AF21

Federal Communications Commission (FCC)

Long-Term Actions

Office of Engineering and Technology

3729. MSS SPECTRUM ALLOCATION

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 302; 47 USC 303; 47 USC 304

CFR Citation: 47 CFR 2

Legal Deadline: None

Abstract: The Second Report and Order finalized the reallocation of the 1990-2025 MHz band from Broadcast Auxiliary Service, including the Cable Television Relay Service and the Local Television Transmission Service, licensees to the new Mobile-Satellite Service (MSS), and established rules for the relocation of incumbent licensees from the 1990-2110 MHz band as well as incumbent Fixed Service (FS) microwave licensees from the 2165-2200 MHz bands, in cases where sharing between MSS and FS is not possible. The Second Memorandum Opinion and Order confirmed the Commission's decision to require new MSS licensees to bear the cost of relocating incumbent licensees in these bands.

Timetable:

Action	Date	FR Cite
NPRM	01/31/95	60 FR 11644
Order	03/08/95	60 FR 13687
First R&O	04/22/97	62 FR 19509

Action	Date	FR Cite
R&O and FNPRM	04/22/97	62 FR 19538
MO&O	12/17/98	63 FR 69606
Second R&O and Second MO&O	08/07/00	65 FR 48174
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: ET Docket No. 95-18

Agency Contact: Tom Derenge, Chief, Spectrum Policy Branch, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2451
Email: tderenge@fcc.gov

RIN: 3060-AF75

3730. UNLICENSED NATIONAL INFORMATION INFRASTRUCTURE AT 5 GHz

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 2; 47 CFR 15

Legal Deadline: None

Abstract: The MO&O amends the rules to permit fixed, point to point unlicensed National Information Infrastructure (U-NII) devices in the 5.725-5.285 GHz band to operate with one-watt maximum transmitter output power and directional antennas of up to 23 db:gain. It clarifies the rules regarding unwanted emissions and specifies these limits in terms of absolute radiated power levels. These actions will add to the flexibility and capability of U-NII operations without causing an increase in harmful interference to incumbent operations sharing the same spectrum.

Timetable:

Action	Date	FR Cite
NPRM	05/06/96	61 FR 24749
R&O	01/31/97	62 FR 4649
Public Notice	03/17/97	62 FR 12641
MO&O	07/31/98	63 FR 40831
Petition for Reconsideration	09/18/98	63 FR 49913
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: RM-8468 and RM-8653; ET Docket No. 96-102

FCC—Office of Engineering and Technology

Long-Term Actions

Agency Contact: John Reed,
Electronics Engineer, Federal
Communications Commission, Office of
Engineering and Technology, 445 12th
Street, SW., Washington, DC 20554
Phone: 202 418-2455
Fax: 202 418-1944
Email: jreed@fcc.gov
RIN: 3060-AG19

3731. ALLOCATION OF 455-456 MHZ AND 459-460 MHZ

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303

CFR Citation: 47 CFR 2; 47 CFR 25

Legal Deadline: None

Abstract: The FCC proposes to amend its rules to allocate the 455-456 MHz and 459-460 MHz bands to the Mobile Satellite Services (Earth-to-Space) (MSS Uplinks) on a primary basis for non-voice, non-geostationary satellite services (NVNG MSS).

Timetable:

Action	Date	FR Cite
NPRM	10/31/97	62 FR 58932
NPRM Comment Period End	11/30/97	
Reply Comment Period End	12/15/97	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State

Additional Information: ET Docket No. 97-214

Agency Contact: Tom Derenge, Chief,
Spectrum Policy Branch, Federal
Communications Commission, Office of
Engineering and Technology, 445 12th
Street, SW., Washington, DC 20554
Phone: 202 418-2451
Email: tderenge@fcc.gov

RIN: 3060-AG89

3732. DEDICATED SHORT RANGE COMMUNICATIONS OF INTELLIGENT TRANSPORTATION SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 157; 47 USC 303

CFR Citation: 47 CFR 2; 47 CFR 90

Legal Deadline: None

Abstract: The FCC proposes to allocate 75 megahertz of spectrum for use by

Dedicated Short Range Communications (DSRC) of Intelligent Transportation Systems (ITS). DSRC systems are being designed that require a short range, wireless link to transfer information between vehicles and roadside systems. ITS services are expected to improve traveler safety, decrease traffic congestion, and facilitate reduction of air pollution and conservation of fossil fuels. This action furthers the goal of the U.S. Congress, the Department of Transportation, and the ITS industry to improve the efficiency of the Nation's transportation infrastructure and facilitate the growth of the ITS industry.

Timetable:

Action	Date	FR Cite
NPRM	06/30/98	63 FR 35558
NPRM Comment Period End	09/14/98	
Reply Comment Period End	10/31/98	
R&O	11/26/99	64 FR 66405
Petition for Reconsideration	02/16/00	65 FR 7873
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: ET Docket No. 98-95

Agency Contact: Tom Derenge, Chief,
Spectrum Policy Branch, Federal
Communications Commission, Office of
Engineering and Technology, 445 12th
Street, SW., Washington, DC 20554
Phone: 202 418-2451
Email: tderenge@fcc.gov

RIN: 3060-AG94

3733. REGULATIONS FOR RF LIGHTING DEVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307

CFR Citation: 47 CFR 18

Legal Deadline: None

Abstract: The FCC proposed to update the regulations for RF lighting devices. This action was taken in response to new developments in RF lighting technology. Recent developments and advances in microwave RF lighting technology offer potential economic and environmental benefits for

consumers and industry. The current FCC rules do not easily accommodate these advancements, and thus hinder the further development and implementation of these promising new products.

Timetable:

Action	Date	FR Cite
ANPRM	04/24/98	63 FR 20362
First Report & Order	07/12/99	64 FR 37417
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: None

Additional Information: ET Docket No. 98-42

Agency Contact: John Reed,
Electronics Engineer, Federal
Communications Commission, Office of
Engineering and Technology, 445 12th
Street, SW., Washington, DC 20554
Phone: 202 418-2455
Fax: 202 418-1944
Email: jreed@fcc.gov

RIN: 3060-AG95

3734. INDUSTRY COORDINATION COMMITTEE SYSTEM FOR BROADCAST DIGITAL TELEVISION SERVICE

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 307; 47 USC 336

CFR Citation: 47 CFR 73; 47 CFR 74

Legal Deadline: None

Abstract: We seek comment on the establishment of an industry coordination committee to assist the Commission in the implementation of digital television (DTV) service. This committee system would evaluate proposed changes to the DTV Table of Allotments and perform other related functions.

Timetable:

Action	Date	FR Cite
NPRM	02/09/99	64 FR 6296
NPRM Comment Period End	03/29/99	
Reply Comment Period End	04/28/99	
Final Action	01/25/02	67 FR 3616
Next Action Undetermined		

FCC—Office of Engineering and Technology

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Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** ET Docket No. 99-34**Agency Contact:** Alan Stillwell, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2925

Email: astillwe@fcc.gov

RIN: 3060-AH13**3735. 3650-3700 GOVERNMENT TRANSFER BAND****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 157(a); 47 USC 303(c); 47 USC 303(f); 47 USC 303(g); 47 USC 303(r)**CFR Citation:** 47 CFR 2**Legal Deadline:** None

Abstract: The First Report and Order allocated 50 MHz of spectrum on the 3650-3700 MHz band to the fixed and mobile (base stations) terrestrial services on a primary basis. It also ensures the continuity of fixed satellite service (FSS) operations and permits new FSS operations to help alleviate congestion in the adjacent 3700-4200 MHz FSS band.

The Second Notice of Proposed Rule Making proposes to establish licensing and service rules for the assignment of fixed and mobile services licenses in the 3650-3700 MHz band. It also seeks comments on whether technical requirements or other reasons justify licensing the 3650-3700 MHz and the 4940-4990 MHz band at the same time.

Timetable:

Action	Date	FR Cite
NPRM	01/14/99	64 FR 2462
NPRM Comment Period End	03/01/99	
First R&O	11/17/00	65 FR 69454
Second NPRM	11/17/00	65 FR 69612
Petition for Reconsideration	03/28/01	66 FR 16940
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** Undetermined**Additional Information:** ET Docket No. 98-237**Agency Contact:** Rodney P. Conway, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2904

Fax: 202 418-1944

Email: rconway@fcc.gov

RIN: 3060-AH14**3736. CERTIFICATION OF EQUIPMENT IN THE 24.05-24.25 GHZ BAND AT FIELD STRENGTHS UP TO 2500 MV/M****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303**CFR Citation:** 47 CFR 15**Legal Deadline:** None

Abstract: The Commission proposes to amend part 15 of its rules to allow the operation of fixed point-to-point transmitters in the 24.05-24.25 GHz band at field strength of up to 2500 mV/m.

Timetable:

Action	Date	FR Cite
NPRM	09/21/98	63 FR 50185
NPRM Comment Period End	01/04/99	
R&O	01/14/02	67 FR 1623
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Additional Information:** ET Docket No. 98-156**Agency Contact:** Neal McNeil, Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2408

Fax: 202 418-1944

Email: nmcneil@fcc.gov

RIN: 3060-AH16**3737. FIXED SATELLITE SERVICE AND TERRESTRIAL SYSTEM IN THE KU-BAND****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 157; 47 USC 303**CFR Citation:** 47 CFR 2; 47 CFR 25**Legal Deadline:** None

Abstract: The Report and Order in this proceeding permits non-geostationary satellite orbit (NGSO) fixed-satellite service (FSS) providers to operate in certain segments of the Ku-band, and it adopted rules and policies to govern such operations. NGSO FSS can provide a variety of new services to the public, such as high speed Internet access, plus other types of high speed data, video and telephony services. NGSO FSS can bring advanced services to rural areas. We also conclude that a new terrestrial fixed Multichannel Video Distribution and Data Service can share the 12.2-12.7 GHz band with satellite operations without causing harmful interference.

Timetable:

Action	Date	FR Cite
NPRM	01/12/99	64 FR 1786
Order	02/16/99	64 FR 7577
Public Notice	12/15/99	64 FR 70028
FNPRM	01/24/01	66 FR 7607
R&O	02/16/01	66 FR 10601
Petitions for Reconsideration	04/09/01	66 FR 18474
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Additional Information:** ET Docket No. 98-206**Agency Contact:** Tom Deringe, Chief, Spectrum Policy Branch, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2451

Email: tderenge@fcc.gov

RIN: 3060-AH17**3738. SPREAD SPECTRUM DEVICES****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303**CFR Citation:** 47 CFR 15**Legal Deadline:** None

Abstract: The Commission amended part 15 of the rules regarding the operation of non-licensed spread spectrum systems. The Commission revised the rules for frequency hopping systems operating in the 2.4 GHz band

FCC—Office of Engineering and Technology

Long-Term Actions

(2400-2483.5 MHz) to allow for hopping channels up to 5 MHz wide. This action was taken to facilitate the continued development of spread spectrum technology, particularly for high data rate wireless applications, such as wireless computer local area networks and wireless cable modems.

Timetable:

Action	Date	FR Cite
NPRM	07/20/99	64 FR 38877
NPRM Comment Period End	11/02/99	
R&O	09/25/00	65 FR 57557
Petition for Reconsideration	11/08/00	65 FR 67009
Order	06/12/01	66 FR 31556
FNPRM	06/12/01	66 FR 31585
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Additional Information:** ET Docket No. 99-231

Agency Contact: Neal McNeil, Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2408
Fax: 202 418-1944
Email: nmcneil@fcc.gov

RIN: 3060-AH25**3739. WIRELESS MEDICAL TELEMETRY SERVICE****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304**CFR Citation:** 47 CFR 2; 47 CFR 15; 47 CFR 90; 47 CFR 95**Legal Deadline:** None

Abstract: The Commission amended parts 2 and 95 of the rules to allocate spectrum and to establish rules for a Wireless Medical Telemetry Service. This action will allow potentially life critical medical telemetry equipment, which currently operates on a secondary basis, unprotected from interference, to operate on a blanket licensed, interference protected basis.

Timetable:

Action	Date	FR Cite
NPRM	08/02/99	64 FR 41891

Action	Date	FR Cite
NPRM Comment Period End	10/18/99	
R&O	07/17/00	65 FR 43995
MO&O	02/11/02	67 FR 6172
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Additional Information:** ET Docket No. 99-255

Agency Contact: Hugh Van Tuyl, Electronics Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7506
Fax: 202 418-1944
Email: hvantuyl@fcc.gov

RIN: 3060-AH27**3740. ESTABLISHMENT OF AN IMPROVED MODEL FOR PREDICTING THE BROADCAST TELEVISION FIELD STRENGTH RECEIVED AT INDIVIDUAL LOCATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 303; 47 USC 334; 47 USC 336**CFR Citation:** 47 CFR 73**Legal Deadline:** Final, Statutory, May 29, 2000.

Abstract: The Commission adopted a prediction model for determining presumptively the ability of individual locations to receive over the air television stations. This model will be a useful means for establishing the eligibility of individual households to receive the signals of television broadcast network stations through satellite carriers. The Commission is complying with the new statutory requirements set forth in the Satellite Home Viewer Improvement Act of 1999.

Timetable:

Action	Date	FR Cite
NPRM	02/02/00	65 FR 4923
NPRM Comment Period End	03/07/00	
R&O	06/09/00	65 FR 36639
Petition for Reconsideration	07/31/00	65 FR 46713
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** ET Docket No. 00-11

Agency Contact: Robert Eckert, Chief, Technical Analysis Branch, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2433
Fax: 202 418-1944
Email: reckert@fcc.gov

RIN: 3060-AH37**3741. CONDUCTED EMISSION LIMITS****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307; 47 USC 544A**CFR Citation:** 47 CFR 15; 47 CFR 18**Legal Deadline:** None

Abstract: The Commission proposes to revise the limits on the amount of radio frequency energy that is permitted to be conducted onto the AC power lines. The purpose of these limits is to protect radio services operating below 30 MHz from interference. The devices regulated are personal computers, TV and FM receivers, RF lighting devices, microwave ovens, induction cooking ranges, and ultrasonic equipment.

Timetable:

Action	Date	FR Cite
NPRM	11/16/99	64 FR 62159
NPRM Comment Period End	02/29/00	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** ET Docket No. 98-80

Agency Contact: John Reed, Electronics Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2455
Fax: 202 418-1944
Email: jreed@fcc.gov

RIN: 3060-AH46

FCC—Office of Engineering and Technology

Long-Term Actions

3742. REVISION OF THE RULES REGARDING ULTRA-WIDEBAND TRANSMISSION**Priority:** Economically Significant**Legal Authority:** 47 USC 154; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307; 47 USC 544A**CFR Citation:** 47 CFR 15**Legal Deadline:** None**Abstract:** The Commission proposed regulations that would permit the operation of ultra-wideband radio systems on an unlicensed basis under the Commission's rules.**Timetable:**

Action	Date	FR Cite
NPRM	06/14/00	65 FR 37332
NPRM Comment Period End	10/12/00	

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** ET Docket No. 98-153**Agency Contact:** John Reed, Electronics Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2455
Fax: 202 418-1944
Email: jreed@fcc.gov**RIN:** 3060-AH47**3743. SOFTWARE DEFINED RADIO AUTHORIZATION****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 155; 47 USC 225; 47 USC 303(r); 47 USC 309**CFR Citation:** 47 CFR 1; 47 CFR 2**Legal Deadline:** None**Abstract:** The NPRM proposes to streamline the equipment authorization procedures for software defined radios. We propose to define software defined radios as a new class of equipment with equipment authorization rules that reflect the additional flexibility incorporated into such radios. The frequency and technology agility of software defined radios could increase the use of presently underutilized frequency bands.**Timetable:**

Action	Date	FR Cite
NPRM	01/03/01	66 FR 341
Report & Order	10/05/01	66 FR 50834

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Additional Information:** ET Docket No. 00-47**Agency Contact:** Hugh Van Tuyl, Electronics Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7506
Fax: 202 418-1944
Email: hvantuy@fcc.gov**RIN:** 3060-AH64**3744. NEW ADVANCED WIRELESS SERVICES****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154(i); 47 USC 157(a); 47 USC 303(c); 47 USC 303(f); 47 USC 303(g); 47 USC 303(r)**CFR Citation:** 47 CFR 2**Legal Deadline:** None**Abstract:** This proceeding explores the possible uses of frequency bands below 3 GHz to support the introduction of new advanced wireless services, including third generations as well as future generations of wireless systems. Advanced wireless systems could provide for a wide range of voice data and broadband services over a variety of mobile and fixed networks.**Timetable:**

Action	Date	FR Cite
NPRM	01/23/01	66 FR 7438
NPRM Comment Period End	03/09/01	
Final Report	04/11/01	66 FR 18740
MO&O	09/13/01	66 FR 47591
FNPRM	09/13/01	66 FR 47618
First R&O	10/25/01	66 FR 53973
Petition for Reconsideration	11/02/01	66 FR 55666

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Additional Information:** ET Docket No. 00-258**Agency Contact:** Rodney Small, Economist, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2452
Fax: 202 418-1944
Email: rsmall@fcc.gov**RIN:** 3060-AH65**3745. REALLOCATION OF 27 MHZ SPECTRUM****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 302; 47 USC 303(a); 47 USC 336**CFR Citation:** 47 CFR 2**Legal Deadline:** None**Abstract:** The NPRM proposes to reallocate a total of 27 MHz of spectrum, transferred from Federal Government use, for non-Government services pursuant to the Omnibus Budget Act of 1977. The transfer of these bands to non-Government use should enable the development of new technologies and services, provide additional spectrum relief for congested private land mobile frequencies, and fulfill our obligation as mandated by Congress to assign this spectrum for non-Government use.**Timetable:**

Action	Date	FR Cite
NPRM	01/23/01	66 FR 7443
NPRM Comment Period End	03/26/01	
R&O and MO&O	02/11/02	67 FR 6172

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** Federal**Additional Information:** ET Docket No. 00-221**Agency Contact:** Ira Keltz, Electronics Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0616
Fax: 202 418-1944
Email: ikeltz@fcc.gov**RIN:** 3060-AH66

FCC—Office of Engineering and Technology

Long-Term Actions

3746. REVISIONS TO BROADCAST AUXILIARY SERVICE RULES**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154(i); 47 USC 302; 47 USC 303(f); 47 USC 303(r); 47 USC 332; 47 USC 337**CFR Citation:** 47 CFR 1; 47 CFR 2; 47 CFR 73; 47 CFR 74; 47 CFR 78**Legal Deadline:** None

Abstract: The Notice of Proposed Rule Making conducts an extensive review of the Broadcast Auxiliary Services (BAS) rules and proposes changes to create a more efficient BAS that can readily adapt to regulatory and technological changes. The Commission examines the relationship between BAS, the Cable Television Relay Service (CARS), and the Fixed Microwave Television Service. The Commission also examines the use of wireless assist video devices (WAVDs) on unused television channels.

Timetable:

Action	Date	FR Cite
NPRM	05/24/01	66 FR 28686

Action	Date	FR Cite
NPRM Comment	07/23/01	
Period End		
Next Action	Undetermined	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal**Additional Information:** ET Docket No. 01-75

Agency Contact: Ira Keltz, Electronics Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0616
Fax: 202 418-1944
Email: ikeltz@fcc.gov

RIN: 3060-AH78**3747. • PART 15 BIENNIAL REVIEW****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303(e)(f) and (r); 47 USC 304 and 307**CFR Citation:** 47 CFR 2; 47 CFR 15; 47 CFR 18; 47 CFR 90**Legal Deadline:** None

Abstract: The Notice of Proposed Rulemaking proposes to review and update certain rule sections contained in parts 2, 15, and 18 of the Commission's rules.

Timetable:

Action	Date	FR Cite
NPRM	11/27/01	66 FR 59209
Next Action	Undetermined	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** ET Docket No. 01-278

Agency Contact: Hugh Van Tuyl, Electronics Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7506
Fax: 202 418-1944
Email: hvantuyl@fcc.gov

RIN: 3060-AH92Federal Communications Commission (FCC)
Office of Engineering and Technology

Completed Actions

3748. WIND PROFILER RADAR SYSTEMS**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 303**CFR Citation:** 47 CFR 2**Legal Deadline:** None

Abstract: Amendment of section 2.106 of the Commission's Rules to allocate spectrum for Wind Profiler Systems. Allocation of this spectrum for wind profilers will facilitate the automated collection of weather information, including data on severe storms that threaten life or property that is not obtainable in any other manner.

Timetable:

Action	Date	FR Cite
NPRM	04/01/93	58 FR 19644
Order	01/25/02	67 FR 3616

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal**Additional Information:** ET Docket No. 93-59

Agency Contact: Tom Derenge, Chief, Spectrum Policy Branch, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2451
Email: tderenge@fcc.gov

RIN: 3060-AF45**3749. MILLIMETER WAVE SPECTRUM ALLOCATION****Priority:** Economically Significant. Major under 5 USC 801.**Legal Authority:** 47 USC 4; 47 USC 154; 47 USC 154(i); 47 USC 302; 47 USC 303; 47 USC 303(r); 47 USC 307**CFR Citation:** 47 CFR 2; 47 CFR 15; 47 CFR 21**Legal Deadline:** None

Abstract: The millimeter wave spectrum allocation proceeding began in October 1994 with the adoption of the first Notice of Proposed Rulemaking

(NPRM). The purpose of the proceeding was to open the radio frequency spectrum above 40 GHz for commercial development. Millimeter wave technology is expected to support many short-range applications that require very high bandwidth, such as educational and medical applications, wireless access to libraries or other information databases, and automotive vehicle radar systems for collision avoidance. The Commission has allocated this spectrum for licensed services and unlicensed uses. The Third Report and Order adopted rules that will encourage the commercial development and use of millimeter wave frequencies above 40 GHz, and adopted rules to establish a spectrum etiquette for unlicensed operation in the 59-64 GHz band.

A Public Notice was issued to solicit comments from interested parties regarding harmonizing U.S. and European spectrum allocations above 40 GHz.

FCC—Office of Engineering and Technology

Completed Actions

Timetable:

Action	Date	FR Cite
NPRM	11/08/94	59 FR 61304
Public Notice	06/23/95	60 FR 35166
2nd NPRM	03/29/96	61 FR 14041
First R&O	04/02/96	61 FR 14500
Comment Period End	05/28/96	
Reply Comments	06/27/96	
Second R&O	08/02/97	62 FR 43116
MO&O	08/27/97	62 FR 45330
Fourth NPRM	08/27/97	62 FR 45380
Public Notice on Recon	10/02/97	62 FR 51661
Third R&O	08/07/98	63 FR 42276
Third MO&O	06/21/00	65 FR 38431
Final Action	01/25/02	67 FR 3617

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** ET Docket No. 94-124; Additional Bureaus: Wireless Telecommunications.

Agency Contact: Rodney P. Conway, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
 Phone: 202 418-2904
 Fax: 202 418-1944
 Email: rconway@fcc.gov

John Reed, Electronics Engineer, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2455
 Fax: 202 418-1944
 Email: jreed@fcc.gov

RIN: 3060-AF61**3750. EQUIPMENT AUTHORIZATION STREAMLINE II/MUTUAL RECOGNITION AGREEMENTS AND THE GMPCS MOU****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307**CFR Citation:** 47 CFR 25; 47 CFR 68**Legal Deadline:** None

Abstract: The Commission proposes to amend the rules to provide the option of private sector approval of equipment that currently requires an approval by the Commission. It also proposes rule changes to implement a mutual recognition agreement (MRA) for product approvals with the European Community (EC) and to allow for similar agreements with other foreign trade parties. These actions are intended to eliminate the need for manufacturers to wait for approval from the FCC before marketing equipment in the United States, thereby reducing the time needed to bring a product to market.

Timetable:

Action	Date	FR Cite
NPRM	06/10/98	63 FR 31685
R&O	02/02/99	64 FR 4984
Petition for Reconsideration	04/01/99	64 FR 15755
MO&O	05/18/01	66 FR 27600

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Federal**Additional Information:** GEN Docket No. 98-68

Agency Contact: Hugh Van Tuyl, Electronics Engineer, Federal Communications Commission, Office of

Engineering and Technology, 445 12th Street, SW., Washington, DC 20554
 Phone: 202 418-7506
 Fax: 202 418-1944
 Email: hvantuy1@fcc.gov

RIN: 3060-AG96**3751. UNIDEN SCANNERS/CELLULAR RADIO SIGNALS****Priority:** Substantive, Nonsignificant. Major under 5 USC 801.**Legal Authority:** 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 304; 47 USC 307**CFR Citation:** 47 CFR 2; 47 CFR 15**Legal Deadline:** None

Abstract: The FCC proposes to amend the rules to further prevent scanning receivers from receiving radio telephone calls.

Timetable:

Action	Date	FR Cite
ANPRM	06/10/98	63 FR 31684
Report & Order	04/27/99	64 FR 22559
Petition for Reconsideration	08/10/99	64 FR 43383
MO&O	06/15/01	66 FR 32580

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** ET Docket No. 98-76

Agency Contact: Rodney P. Conway, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2904
 Fax: 202 418-1944
 Email: rconway@fcc.gov

RIN: 3060-AG97Federal Communications Commission (FCC)
Office of General Counsel

Long-Term Actions

3752. AMENDMENT OF THE EX PARTE RULES IN JOINT BOARD PROCEEDINGS**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 47 USC 154(i); 47 USC 154(j); 47 USC 303(r); 47 USC 403**CFR Citation:** 47 CFR 1.1206**Legal Deadline:** None

Abstract: The FCC proposes to amend its ex parte rules to facilitate communications by the states in Joint Board proceedings and proceedings before the FCC involving a recommendation from a Joint Board.

Timetable:

Action	Date	FR Cite
NPRM	07/15/98	63 FR 38142
NPRM Comment Period End	08/31/98	
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** No

FCC—Office of General Counsel

Long-Term Actions

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: David Stephen Senzel, Attorney Advisor, Federal Communications Commission, Office of General Counsel, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1760
Fax: 202 418-7540
Email: dsenzel@fcc.gov

RIN: 3060-AH02

3753. AMENDMENT OF SECTION 1.1204 OF THE COMMISSION'S EX PARTE RULES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 309

CFR Citation: 47 CFR 1.1204

Legal Deadline: None

Abstract: The Commission proposes to amend its regulations specifying presentations that are treated as exempt under the ex parte rules. Under the current rule, presentations to or from the Department of Justice and the Federal Trade Commission regarding telecommunications competition matters are treated as exempt. The item would expand the scope of the exemption to include the Competition Directorate of the European Commission and other international and foreign bodies with analogous functions. The item would clarify that the term "telecommunications

competition matters" in the existing rules was intended to be construed broadly and was not limited to common carriers.

Timetable:

Action	Date	FR Cite
NPRM	12/26/00	65 FR 81474
NPRM Comment Period End	02/09/01	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: David Stephen Senzel, Attorney Advisor, Federal Communications Commission, Office of General Counsel, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1760
Fax: 202 418-7540
Email: dsenzel@fcc.gov

RIN: 3060-AH58

3754. • AMENDMENT OF SECTION 1.17 OF THE COMMISSION'S RULES CONCERNING TRUTHFUL STATEMENTS TO THE COMMISSION

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i), 47 USC 201(b), 47 USC 303(r)

CFR Citation: 47 CFR 1.17

Legal Deadline: None

Abstract: The Commission proposes to amend its regulations relating to the submission of truthful information to the Commission. Under the current rule, Commission regulatees must not, in any written statement submitted to the Commission, make any misrepresentation or willful material omission bearing on any matter within the jurisdiction of the Commission. The item would: (1) provide that the rule prohibits incorrect statements or omissions resulting from negligence and not just intentional misrepresentation or lack of candor; (2) make clearer that the rule covers statements made to the Commission in all contexts; (3) include oral statements and not just written statements; and (4) include all persons making statements to the Commission (e.g. including non-regulatees).

Timetable:

Action	Date	FR Cite
NPRM	03/08/02	67 FR 10658
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: David Stephen Senzel, Attorney Advisor, Federal Communications Commission, Office of General Counsel, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1760
Fax: 202 418-7540
Email: dsenzel@fcc.gov

RIN: 3060-AH86

Federal Communications Commission (FCC)

Proposed Rule Stage

International Bureau

3755. • POLICIES AND RULES FOR NON-GEOSTATIONARY SATELLITE ORBIT, FIXED SATELLITE SERVICE IN THE KA-BAND; IB DOCKET NO. 02-19

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 157(a); 47 USC 303(f); 47 USC 303(g); 47 USC 303(r)

CFR Citation: 47 CFR 25

Legal Deadline: None

Abstract: The NPRM seeks to determine a method to license multiple satellite network systems in spectrum designated on a primary basis for non-geostationary satellite orbit, fixed-

satellite service. It also proposes service rules to apply to these licensees.

Timetable:

Action	Date	FR Cite
NPRM	03/04/02	67 FR 9641
NPRM Comment Period End	04/18/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: S. Alyssa Roberts, Attorney, Federal Communications Commission, International Bureau, 445 12th Street SW, Washington, DC 20554
Phone: 202 418-7276

Fax: 202 418-0748

RIN: 3060-AH93

3756. • ENFORCEMENT OF OTHER NATIONS' PROHIBITIONS AGAINST THE UNCOMPLETED CALL SIGNALING CONFIGURATION OF INTERNATIONAL CALLBACK SERVICE; IB DOCKET NO. 02-18

Priority: Info./Admin./Other

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 154 (j); 47 (USC 201(b); 47 USC 303(r); ...

CFR Citation: None

Legal Deadline: None

FCC—International Bureau

Proposed Rule Stage

Abstract: The Notice of Proposed Rulemaking seeks comments on whether the Commission should eliminate the existing comity-based prohibitions and thus discontinue the policy that allows a foreign government or entity to make use of the enforcement mechanisms of the Commission to prohibit the U.S. carriers from offering one form of call-back abroad. International call-back arrangements allow foreign callers to take advantage of low U.S. international services rates, many of which are significantly lower than the rates available in their home countries.

Timetable:

Action	Date	FR Cite
NPRM	03/08/02	67 FR 10656
NPRM Comment Period End	05/15/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Undetermined

Agency Contact: Belinda Nixon, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1382
Fax: 202 418-2824
Email: bnixon@fcc.gov
RIN: 3060-AH94

3757. • SPACE STATION LICENSING REFORM; IB DOCKETS 00-248 AND 02-34**Priority:** Other Significant**Legal Authority:** 47 USC 154(i); 47 USC 157; 47 USC 303(c); 47 USC (f); 47 USC 303(g); 47 USC 303(r)**CFR Citation:** Not Yet Determined**Legal Deadline:** None

Abstract: The Commission has adopted a Notice of Proposed Rulemaking to streamline its procedures for reviewing satellite license applications. Currently, the Commission uses processing rounds to review those applications. In a processing round, when an application is filed, the International Bureau (Bureau) issues a public notice establishing a cut-off date for other mutually exclusive satellite applications, and then considers all those applications together. In cases where sufficient spectrum to accommodate all the applicants is not available, the Bureau directs the applicants to negotiate a mutually agreeable solution. Those negotiations usually take a long time, and delay provision of satellite services to the public.

The NPRM invites comment on two alternatives for expediting the satellite application process. One alternative is to replace the processing round

procedure with a “first-come, first-served” procedure that would allow the Bureau to issue a satellite license to the first party filing a complete, acceptable application. The other alternative is to streamline the processing round procedure by adopting one or more of the following proposals: (1) placing a time limit on negotiations; (2) establishing criteria to select among competing applicants; (3) dividing the available spectrum evenly among the applicants.

Timetable:

Action	Date	FR Cite
NPRM	03/19/02	67 FR 12498
NPRM Comment Period End	06/03/02	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: Steven Spaeth, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1539
Fax: 202 418-0748
Email: sspaeth@fcc.gov

RIN: 3060-AH98Federal Communications Commission (FCC)
International Bureau

Long-Term Actions

3758. STREAMLINING THE COMMISSION'S RULES AND REGULATIONS FOR SATELLITE APPLICATION AND LICENSING PROCEDURES; IB DOCKET NO. 95-117**Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 47 USC 4; 47 USC 154; 47 USC 303; 47 USC 554; 47 USC 701 to 744**CFR Citation:** 47 CFR 25**Legal Deadline:** None

Abstract: On February 10, 1997, the FCC adopted rules and policies that streamlined the application and licensing requirements of part 25 of its rules, which deals with communication satellites and earth stations. The streamlined rules waived the

construction permit requirement for satellite space stations; changed the license term for temporary fixed earth stations; and adjusted or changed the rules concerning minor modifications and basic requirements for satellite service applications. The streamlined rules also resulted in the creation of a new application form, FCC Form 312. Form 312 eliminated from the International Bureau's use the FCC Form 493, FCC Form 430, FCC Form 702, and FCC Form 704. Petitions for Reconsideration were filed in this matter. In March 1997 the Commission released a Public Notice concerning these petitions, which are presently pending before the International Bureau.

Timetable:

Action	Date	FR Cite
NPRM	09/09/95	60 FR 46252
R&O, Recon Pending	02/10/97	62 FR 5924
Public Notice/Petitions for Recon	03/26/97	62 FR 14430
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Local, Federal

Agency Contact: Frank Peace, Electronics Engineer, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0730
Fax: 202 418-7270

FCC—International Bureau

Long-Term Actions

Email: fpeace@fcc.gov

RIN: 3060-AD70

**3759. SATELLITE COMMUNICATIONS
— NGSO MOBILE SATELLITE
SERVICE; CC DOCKET NO. 92-166**

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.

Legal Authority: 47 USC 301; 47 USC
303

CFR Citation: 47 CFR 2; 47 CFR 25;
47 CFR 93

Legal Deadline: None

Abstract: The Commission adopted
rules in 1994 for a voice-and-data
mobile satellite service (MSS) in the
1610-1626.5 MHz and 2483.5-2500
MHz frequency bands. Licenses have
been issued for five systems. The
Commission issued a decision in a
1996 ruling on Petitions for
Reconsideration of the Report and
Order making some changes in the
rules. Several petitions for further
reconsideration are still pending.

Timetable:

Action	Date	FR Cite
NPRM	03/14/94	59 FR 11746
NPRM Comment Period End	06/04/94	
R&O	10/21/94	59 FR 53294
Begin Review	12/01/94	
First Recon Order	03/12/96	61 FR 9944
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Additional Information: CC Docket No.
92-166

Agency Contact: William Bell,
Attorney, Federal Communications
Commission, International Bureau, 445
12th Street, SW., Washington, DC
20554

Phone: 202 418-0741
Email: bbell@fcc.gov

RIN: 3060-AF42

**3760. ESTABLISHING RULES AND
POLICIES FOR THE USE OF
SPECTRUM FOR MOBILE SATELLITE
SERVICE IN THE L-BAND; IB DOCKET
NO. 96-132**

Priority: Routine and Frequent. Major
status under 5 USC 801 is
undetermined.

Legal Authority: 47 USC 154; 47 USC
303; 47 USC 316; 47 USC 403

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The Commission has
established licensing policies to govern
mobile-satellite services (MSS) in the L-
band. Specifically, the Commission has
modified the license of Motient
Services, Inc. (Motient), the only U.S.
MSS system currently authorized to
operate in the L-band, to use up to 20
megahertz of spectrum across the entire
L-band. Previously, Motient was
authorized only to operate in the upper
portion of the L-band. In addition, the
Commission has adopted and
incorporated into part 25 of the rules
specific operational parameters and
technical requirements to ensure the
integrity of maritime distress and safety
communications service will not be
compromised by MSS operation in the
lower portion of the L-band.

Timetable:

Action	Date	FR Cite
NPRM	06/18/96	61 FR 40772
NPRM Comment Period End	09/23/96	
R&O (Release Date)	02/07/02	
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Jennifer Gilsonan,
Staff Attorney, Federal
Communications Commission,
International Bureau, 445 12th Street,
SW., Washington, DC 20554

Phone: 202 418-0757
Email: jgilsena@fcc.gov

RIN: 3060-AF89

**3761. PREEMPTION OF LOCAL
ZONING REGULATION OF SATELLITE
EARTH STATIONS; IB DOCKET NO.
95-59**

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.

Legal Authority: 47 USC 151; 47 USC
154(i); 47 USC 165(j); 47 USC 303(r)

CFR Citation: 47 CFR 1.4000; 47 CFR
25.104

Legal Deadline: None

Abstract: The Commission adopted
rules in March and August of 1996 to
preempt regulations that restricted the
installation and use of certain over-the-
air reception devices. Staff work on the
reconsideration of the March 1996
Report and Order is assigned to the
International Bureau; work on the
September 1996 Report and Order is
assigned to the Cable Services Bureau.

Timetable:

Action	Date	FR Cite
NPRM	05/15/95	60 FR 28077
NPRM Comment Period End	08/15/95	
FNPRM	03/15/96	61 FR 10710
R&O	03/18/96	61 FR 10896
R&O	09/04/96	61 FR 46559
Public Notice	10/22/01	66 FR 53417
Public Notice	03/08/02	67 FR 10727
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses,
Governmental Jurisdictions,
Organizations

Government Levels Affected:

Undetermined

Agency Contact: Selina Khan, Staff
Attorney, Federal Communications
Commission, International Bureau, 445
12th Street, SW., Washington, DC
20554

Phone: 202 418-7282

Fax: 202 418-0748

Email: skhan@fcc.gov

RIN: 3060-AF92

FCC—International Bureau

Long-Term Actions

3762. ESTABLISHMENT OF RULES AND POLICIES FOR THE DIGITAL AUDIO RADIO SATELLITE SERVICE IN THE 2310-2360 MHZ FREQUENCY BAND; IB DOCKET NO. 95-91; GEN DOCKET NO. 90-357

Priority: Routine and Frequent. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 151(i); 47 USC 154(j); 47 USC 157; 47 USC 309(j)

CFR Citation: 47 CFR 25.144

Legal Deadline: None

Abstract: The Commission is proposing rules to govern satellite digital audio radio services. Previously, the Office of Engineering and Technology allocated the spectrum on which the activities herein of the International Bureau are based. Since the spectrum allocation is completed, the Office of Engineering and Technology has no further role. See 62 FR 11083 and 62 FR 24073.

Timetable:

Action	Date	FR Cite
NPRM	06/15/95	60 FR 35166
R&O	03/11/97	62 FR 11083
FNPRM	04/18/97	62 FR 19095

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected:

Undetermined

Agency Contact: Rockie Patterson, Engineer, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-1183

Fax: 202 418-0748

Email: rpatters@fcc.gov

Steven Duall, Attorney, Federal Communications Commission, International Bureau, 445 12th Street SW, Washington, DC 20554

Phone: 202 418-1103

Fax: 202 418-0748

RIN: 3060-AF93

3763. REDESIGNATION OF THE 27.5-29.5 GHZ FREQUENCY BAND; CC DOCKET NO. 92-297

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 301; 47 USC 302

CFR Citation: 47 CFR 1; 47 CFR 2; 47 CFR 21; 47 CFR 25

Legal Deadline: None

Abstract: The Commission issued a Memorandum Opinion and Order that addressed a petition for clarification and/or reconsideration filed by Teledesic Corporation of the Commission's Third Report and Order, which established technical requirements and service rules for geostationary fixed satellite services (NGOS FSS) in the Ka-band.

Timetable:

Action	Date	FR Cite
NPRM	07/13/95	60 FR 43740
NPRM Comment Period End	09/07/95	
R&O	08/28/96	61 FR 44177
Third R&O	11/18/97	62 FR 61488
Order on Recon (Release Date)	02/06/02	
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected:

Undetermined

Additional Information: CC Docket No. 92-297

Agency Contact: Jennifer M. Gilsenan, Chief, Satellite Policy Branch, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-0757

Fax: 202 418-0748

Email: jgilsena@fcc.gov

Selina Khan, Staff Attorney, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7282

Fax: 202 418-0748

Email: skhan@fcc.gov

William Bell, Attorney, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-0741

Email: bbell@fcc.gov

RIN: 3060-AF94

3764. AMENDMENT OF POLICY TO ALLOW NON-U.S. LICENSED SPACE STATIONS TO PROVIDE SERVICE IN THE UNITED STATES; IB DOCKET NO. 96-111; CC DOCKET NO. 93-23

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 303; 47 USC 308

CFR Citation: 47 CFR 25.113; 47 CFR 25.115; 47 CFR 25.130; 47 CFR 25.131; 47 CFR 25.137

Legal Deadline: None

Abstract: In the Second Order on Reconsideration in this proceeding, the Commission denied four petitions for reconsideration of the DISCO II Order.

Timetable:

Action	Date	FR Cite
NPRM	05/14/96	61 FR 32398
NPRM Comment Period End	08/16/96	
FNPRM	07/29/97	62 FR 40494
R&O	12/04/97	62 FR 64167
Public Notice	01/05/98	63 FR 227
Public Notice on Petitions for Recon	01/30/98	63 FR 4640
First Order on Recon	11/15/99	64 FR 61791
Second Order on Recon (Release Date)	11/05/01	

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Steven Spaeth, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-1539

Fax: 202 418-0748

Email: sspaeth@fcc.gov

RIN: 3060-AG31

3765. ALLOCATE & DESIGNATE: SPEC FOR FIXED-SAT SRV (37.5-38.5, 40.5-41.5 & 48.2-50.2 GHZ BANDS). ALLOCATE: FIXED & MOBILE 40.5-42.5 GHZ; WIRELESS 46.9-47 GHZ; GOV OPER 37-38 & 40-40.5 GHZ; IB DOC NO. 97-95

Priority: Economically Significant

Legal Authority: 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303(e); 47 USC 303(f); 47 USC 303(g); 47 USC 303(r); 47 USC 304; 47 USC 307

FCC—International Bureau

Long-Term Actions

CFR Citation: 47 CFR 2.106; 47 CFR 25.202; 47 CFR 25.208

Legal Deadline: None

Abstract: This item adopts a plan for non-government operations in the 36.0 - 51.4 GHz portion of the V-band, establishing priorities for different services in different parts of this band.

Timetable:

Action	Date	FR Cite
NPRM	04/04/97	62 FR 16129
Report & Order	01/15/99	64 FR 2585
Correction	02/08/99	64 FR 6138
Correction	02/10/99	64 FR 6565
Notice of Petition for Reconsideration	03/22/99	64 FR 13796
Order on Reconsideration	12/01/99	
Further NPRM	07/05/01	66 FR 35399
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Organizations

Government Levels Affected: State, Local, Tribal

Agency Contact: Charles Breig, Senior Engineer, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2156

Fax: 202 418-0398

Email: cbreig@fcc.gov

RIN: 3060-AH23

3766. ESTABLISHMENT OF POLICIES AND SERVICE RULES FOR THE MOBILE SATELLITE SERVICE IN THE 2 GHz BAND; IB DOCKET NO. 99-81

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 310; 47 USC 319

CFR Citation: 47 CFR 25.114; 47 CFR 25.115; 47 CFR 25.121; 47 CFR 25.133; 47 CFR 25.136; 47 CFR 25.137; 47 CFR 25.143; 47 CFR 25.201; 47 CFR 25.202; 47 CFR 25.203; 47 CFR 25.279

Legal Deadline: None

Abstract: The Commission amended the regulations covering the 1.6/2.4 GHz Mobile Satellite Service (MSS) to incorporate the rules for the 2 GHz MSS. The actions establish the band arrangement and service rules and policies for the 2 GHz MSS. The effect of amending the 1.6/2.4 GHz MSS rules

to include 2 GHz MSS is to simplify and harmonize the rules for the types of satellite services.

Timetable:

Action	Date	FR Cite
NPRM	04/07/99	64 FR 16880
Report and Order	10/04/00	65 FR 59140
MO&O	09/13/01	66 FR 47591
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Howard Griboff, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-0657

Fax: 202 418-1414

Email: hgriboff@fcc.gov

RIN: 3060-AH28

3767. POLICIES FOR THE DIRECT BROADCAST SATELLITE SERVICE; IB DOCKET NO. 98-21

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154

CFR Citation: 47 CFR 25

Legal Deadline: None

Abstract: This proceeding streamlines and simplifies the Commission's rules governing direct broadcast satellite (DBS) service. It also harmonizes the rules for DBS with those of other satellite services.

Timetable:

Action	Date	FR Cite
NPRM	03/06/98	63 FR 11202
NPRM	02/02/01	66 FR 8774
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Selina Khan, Staff Attorney, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-7282

Fax: 202 418-0748

Email: skhan@fcc.gov

RIN: 3060-AH29

3768. 1998 BIENNIAL REGULATORY REVIEW — REVIEW OF ACCOUNTS SETTLEMENT IN MARITIME MOBILE & MARITIME MOBILE-SATELLITE RADIO SERVICES AND WITHDRAWAL OF THE COMMISSION AS ACCOUNTING AUTHORITY; IB DOC NO. 98-96

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 154 (j); 47 USC 201; 47 USC 202; 47 USC 203; 47 USC 204; 47 USC 205; 47 USC 303(r)

CFR Citation: 47 CFR 3.10(e)

Legal Deadline: None

Abstract: The FCC has decided to withdraw from acting as an accounting authority for the settlement of accounts in the maritime mobile and maritime mobile-satellite (ship-to-shore) radio services, and to rely solely upon the various privately owned accounting authorities the FCC has authorized. In that connection the FCC amended section 3.10(e) of its rules to specify that private accounting authorities must serve the public non-discriminatorily (action 7-13-99). The Commission is gathering comment to develop a plan to ensure a smooth transition to private accounting authorities.

Timetable:

Action	Date	FR Cite
NPRM	07/24/98	63 FR 39800
Report & Order	07/28/99	64 FR 40774
Further NPRM	07/28/99	64 FR 40808
Comment Period Extended	09/03/99	64 FR 48337

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: John F. Copes, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-1478

Fax: 202 418-2824

Email: jcopes@fcc.gov

RIN: 3060-AH30

FCC—International Bureau

Long-Term Actions

3769. AMENDMENT TO REGULATORY POLICIES GOVERNING DOMESTIC FIXED SATELLITES AND SEPARATE INTERNATIONAL SATELLITE SYSTEMS; IB DOCKET NO. 95-41

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 721(c)

CFR Citation: 47 CFR 25.110; 47 CFR 25.113; 47 CFR 25.114; 47 CFR 25.115; 47 CFR 25.117; 47 CFR 25.130; 47 CFR 25.131; 47 CFR 25.140; 47 CFR 25.202; 47 CFR 25.210; 47 CFR 25.211; 47 CFR 25.276

Legal Deadline: None

Abstract: The Commission adopted rules in January 1996 eliminating regulatory distinctions between U.S. domestic satellite systems and U.S. international separate satellite systems. In August 2001, the Commission reaffirmed its 1995 policy and modified the standards for obtaining a waiver of the unified financial showing requirement to make it easier for small firms to seek a waiver.

Timetable:

Action	Date	FR Cite
NPRM	05/10/95	60 FR 24817
R&O	03/12/96	61 FR 9946
Order on Recon (Release Date)	08/16/01	

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: John F. Copes, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1478
Fax: 202 418-2824
Email: jcopes@fcc.gov

RIN: 3060-AH48

3770. GLOBAL MOBILE PERSONAL COMMUNICATIONS BY SATELLITE; IB DOCKET NO. 99-67

Priority: Economically Significant

Legal Authority: 47 USC 4(i); 47 USC 7(a); 47 USC 303(c); 47 USC 303(f); 47 USC 303(g); 47 USC 303(r); 47 USC 307; 47 USC 309; 47 USC 310

CFR Citation: 47 CFR 25.200; 47 CFR 25.213; 47 CFR 25.215; 47 CFR 216; 47 CFR 2.1204

Legal Deadline: None

Abstract: The FCC has proposed to adopt rules to facilitate transnational use of mobile terminals used for 2-way voice communication via satellite systems with global or international coverage. In the same NPRM the FCC proposed to adopt limits on out-of-band emissions from some global mobile personal communications by satellite terminals in order to protect reception of aeronautical satellite radionavigation signals in the 1559-1610 MHz band. The FCC also asked for comment on the advisability of adopting rules requiring providers of mobile telecommunication service via satellite to provide 911 emergency-calling features.

Timetable:

Action	Date	FR Cite
NPRM	04/06/99	64 FR 16687
NPRM Comment Period End	05/18/99	
Public Notice	01/17/01	66 FR 3960

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: William Bell, Attorney, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0741
Email: bbell@fcc.gov

RIN: 3060-AH49

3771. DIRECT BROADCAST PUBLIC INTEREST OBLIGATIONS; MM DOCKET NO. 93-25

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 335

CFR Citation: 47 CFR 25; 47 CFR 100

Legal Deadline: None

Abstract: The Commission adopted rules in 1998 that implement Section 25 of the Cable Television Consumer Protection and Competition Act of 1992, as codified at Section 335 of the Communications Act of 1934. Section 335 directs the Commission to impose certain public interest obligations on direct broadcast satellite providers.

Several petitions for reconsideration are pending.

Timetable:

Action	Date	FR Cite
NPRM	03/08/93	58 FR 12917
Report and Order	02/08/99	64 FR 52399

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Terrence E. Reideler, Staff Attorney, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2165
Fax: 202 418-0748
Email: treidele@fcc.gov

RIN: 3060-AH59

3772. STREAMLINING EARTH STATION LICENSING RULES; IB DOCKET NO. 00-248

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 701 to 744

CFR Citation: 47 CFR 23; 47 CFR 25

Legal Deadline: None

Abstract: The Commission has found several cases in which modifying or eliminating rules could facilitate licensing of earth stations, thereby expediting the provision of useful satellite services to the public, without unreasonably increasing the risk of harmful interference to existing earth station or space station operators, or terrestrial wireless operators in shared frequency bands.

Specifically, this NPRM considers the following rule revisions: (1) codifying streamlined procedures for case-by-case examination of earth stations using "non-routine" antennas, non-routine power levels, or both; (2) relaxing some current requirements, such as increasing power and power density limits, and allowing some temporary fixed earth stations to begin operation sooner than is now permitted; (3) streamlining the very small aperture terminal (VSAT) rules, and revising the Commission's power level rules to provide for various types of VSAT multiple access methods; (4) adopting

FCC—International Bureau

Long-Term Actions

a simplified license application form for “routine” earth stations; and (5) other miscellaneous rule revisions. The Commission also invites comment on extending these proposed rules to the Ka-band.

Timetable:

Action	Date	FR Cite
NPRM	01/08/01	66 FR 1283
NPRM Comment Period End	05/07/01	

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Steven Spaeth, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1539
Fax: 202 418-0748
Email: sspaeth@fcc.gov

RIN: 3060-AH60

3773. 2000 BIENNIAL REVIEW — AMENDMENT OF PARTS 43 AND 63 OF THE COMMISSION’S RULES; IB DOCKET NO. 00-231

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 161; 47 USC 214; 47 USC 218; 47 USC 219; 47 USC 220; 47 USC 403

CFR Citation: 47 CFR 43.81; 47 CFR 63.10; 47 CFR 63.18; 47 CFR 63.19; 47 CFR 63.20; 47 CFR 63.22; 47 CFR 63.24

Legal Deadline: None

Abstract: This proceeding was initiated to propose further streamlining measures for international telecommunications services. The NPRM proposes amending the procedures for filing pro forma assignments and transfers of control of Section 214 international authorizations, eliminating the benchmark settlement rate condition, and modifying the rules requiring dominant international carriers to seek prior approval to discontinue service.

The NPRM will clarify rules and eliminate others no longer needed.

Timetable:

Action	Date	FR Cite
NPRM	12/20/00	65 FR 79795
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: David Krech, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7443
Fax: 202 418-2824
Email: dkrech@fcc.gov

RIN: 3060-AH62

3774. LICENSING AND COORDINATION OF EARTH STATIONS IN THE FIXED-SATELLITE SERVICES; IB DOCKET NO. 00-203

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 301; 47 USC 302; 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 332; 47 USC 701 to 744

CFR Citation: 47 CFR 25; 47 CFR 101

Legal Deadline: None

Abstract: The Third Report and Order and/or Memorandum Opinion and Order will consider an industry proposal for either “blanket licensing” or other expedited licensing procedures for FSS earth stations in the portion of the KA-band that is shared with the terrestrial fixed service.

Timetable:

Action	Date	FR Cite
NPRM	11/24/00	65 FR 70541
First R&O	06/12/01	66 FR 31557
Second R&O	01/30/02	67 FR 7287
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Edward Richard Jacobs, Senior Engineer, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0624
Fax: 202 418-0398
Email: ejacobs@fcc.gov

Belinda Nixon, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1382
Fax: 202 418-2824
Email: bnixon@fcc.gov

RIN: 3060-AH63

3775. • ALASKA BUSH EARTH STATION POLICY; IB DOCKET NO. 02-30

Priority: Other Significant

Legal Authority: 47 USC 301

CFR Citation: None

Legal Deadline: None

Abstract: The FCC is proposing to repeal a policy against licensing “duplicative” MTS earth stations in rural Alaska.

Timetable:

Action	Date	FR Cite
NPRM (Release Date)	02/15/02	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: William Bell, Attorney, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0741
Email: bbell@fcc.gov

RIN: 3060-AH99

Federal Communications Commission (FCC)
International Bureau
Completed Actions
3776. STREAMLINING REGULATIONS RELATED TO INTERNATIONAL COMMON CARRIERS; IB DOCKET NO. 98-118

Priority: Other Significant

Legal Authority: 47 USC 34 to 39; 47 USC 151; 47 USC 154(j); 47 USC 203(r); 47 USC 214; 47 USC 307; 47 USC 309; 47 USC 310

CFR Citation: 47 CFR 1; 47 CFR 43; 47 CFR 63; 47 CFR 64

Legal Deadline: None

Abstract: The Commission received Petitions for Reconsideration of its rules applicable to international common carriers. The Commission has eliminated the requirement for prior approval of pro forma assignments and transfers of control. The Commission reduced the waiting period for granting new streamlined applications from 35 to 14 days. It also expanded the class of applications eligible for streamlined processing. The Commission will review the petitions and determine whether it should revise its rules.

Timetable:

Action	Date	FR Cite
NPRM	07/24/98	63 FR 39793
NPRM Comment Period End	08/24/98	
Report and Order	04/10/99	64 FR 19057
Notice of Petitions for Reconsideration	06/03/99	64 FR 31222
Parties Withdrew Petitions	07/15/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Belinda Nixon, Attorney Advisor, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
 Phone: 202 418-1382
 Fax: 202 418-2824
 Email: bnixon@fcc.gov

RIN: 3060-AG84

3777. REDESIGNATION 17.7-19.7 GHZ BAND, BLANKET LICENSING SAT EARTH STATIONS 17.7-20.2 GHZ & 27.5-30 GHZ & ALLOCATION 17.3-17.8 & 24.75-25.25 GHZ BAND FOR BROADCAST SATELLITE SERVICE USE; IB DOC NO. 98-172

Priority: Economically Significant

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 154(j); 47 USC 301; 47 USC 303

CFR Citation: 47 CFR 25.115; 47 CFR 25.138; 47 CFR 25.208

Legal Deadline: None

Abstract: In the First Order on Reconsideration in this proceeding, we granted in part and denied in part the petitions for reconsideration of the 18 Ghz Order filed by Hughes Electronics Corporation (Hughes), the Fixed Wireless Communications Coalition (FWCC) and Winstar Communications, Inc. (Winstar). We defer for action in a future Commission order certain issues raised by Hughes relating to the band plan adopted in the 18 Ghz Order and blanket licensing. We also address a number of issues raised by Teledesic Corporation (Teledesic) in its letter to the Commission and its requests for judicial review of the rules adopted by the Commission in the 18 Ghz Order.

Timetable:

Action	Date	FR Cite
NPRM	10/08/98	63 FR 54100
NPRM Comment Period	12/07/98	63 FR 62258
Report and Order	09/07/00	65 FR 54155
First Order on Reconsideration	12/07/01	66 FR 63512

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal

Agency Contact: Justin Connor, Attorney, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
 Phone: 202 418-1476
 Fax: 202 418-2824
 Email: jconnor@fcc.gov

RIN: 3060-AH21

3778. CONSIDERATION OF APPLICATIONS UNDER THE CABLE LANDING LICENSE ACT; IB DOCKET NO. 00-106

Priority: Substantive, Nonsignificant

Legal Authority: 3 USC 301; 47 USC 34 to 39; 47 USC 151; 47 USC 154(i); 47 USC 154(s); 47 USC 201 to 255; 47 USC 303(r)

CFR Citation: 47 CFR 1.767

Legal Deadline: None

Abstract: The Report and Order adopted streamlining procedures for processing applications for submarine cable landing licenses. The streamlining procedures track the streamlining procedures and competitive safeguards the Commission has in place for section 214 authorizations of international telecommunications services. The measures are designed to facilitate the expansion of capacity and facilities-based competition in the submarine cable market. The measures also are designed to enable submarine cable applicants and licensees to respond to the demands of the market with minimal regulatory oversight and delay, saving time and resources for both industry and government, while preserving the Commission's ability to guard against anti-competitive behavior.

Timetable:

Action	Date	FR Cite
NPRM	07/06/00	65 FR 41613
NPRM Comment Period End	09/20/00	
R&O	01/14/02	67 FR 1615

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Elizabeth Nightingale, Attorney, Federal Communications Commission, International Bureau, 445 12th Street, SW., Washington, DC 20554
 Phone: 202 418-2352
 Fax: 202 418-2824
 Email: enightin@fcc.gov

Kathleen Collins, Attorney, Federal Communications Commission, International Bureau, 445 12th Street SW, Washington, DC 20554
 Phone: 202 418-1474
 Fax: 202 418-2824
 Email: kcollins@fcc.gov

RIN: 3060-AH50

Federal Communications Commission (FCC)

Long-Term Actions

Mass Media Bureau

3779. TRANSFER OF CONTROL OF NON-STOCK ENTITIES (MM DOCKET NO. 89-77)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: The Commission will consider proposals concerning the treatment of corporations and other organizational structures that are not traditional commercial corporations.

Timetable:

Action	Date	FR Cite
NOI	03/16/89	54 FR 15957
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Agency Contact: Mania K. Baghdadi, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2130
Email: mbaghda@fcc.gov

RIN: 3060-AE31

3780. FILING OF TELEVISION NETWORK AFFILIATION CONTRACTS (MM DOCKET NO. 95-40)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 303(r)

CFR Citation: 47 CFR 73.3613(a)

Legal Deadline: None

Abstract: This proceeding considers changes to the requirement that stations file their network affiliation agreements with the Commission.

Timetable:

Action	Date	FR Cite
NPRM	04/19/95	60 FR 19564
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Judith Herman, Chief, Policy and Industry Analysis Branch,

Federal Communications Commission, Policy and Rules Division, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2163
Fax: 202 418-2053

RIN: 3060-AF80

3781. RULES GOVERNING BROADCAST TELEVISION ADVERTISING (MM DOCKET NO. 95-90)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 154(j); 47 USC 301; 47 USC 303(r); 47 USC 313; 47 USC 314

CFR Citation: 47 CFR 73.658(h); 47 CFR 73.658(i)

Legal Deadline: None

Abstract: This proceeding considers changes to two rules regulating broadcast television advertising. The first advertising rule prohibits a broadcast television network from influencing or controlling the rates its affiliates set for the sale of their non-network advertising time. The second advertising rule prohibits a broadcast television network from representing any of its affiliates in the sale of non-network advertising time.

Timetable:

Action	Date	FR Cite
NPRM	07/05/95	60 FR 34959
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Judith Herman, Chief, Policy and Industry Analysis Branch, Federal Communications Commission, Policy and Rules Division, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2163
Fax: 202 418-2053

RIN: 3060-AF81

3782. MINOR MODIFICATIONS OF BROADCAST LICENSES WITHOUT PRIOR CONSTRUCTION PERMIT (MM DOCKET NO. 96-58)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 155(c)(1); 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: This proceeding will implement the Commission's new authority to eliminate the present requirement for a construction permit for a broadcast station in certain instances where the changed facilities would not have an adverse impact on other broadcast facilities. In these instances, licensees or permittees will be able to initiate the change without prior authority and file a license application to cover the change afterwards.

Timetable:

Action	Date	FR Cite
NPRM	04/08/96	61 FR 15439
R&O	09/30/97	62 FR 51052
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Dale Bickel, Engineer, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2700
Email: dbickel@fcc.gov

RIN: 3060-AG30

3783. REVIEW OF TECHNICAL RULES IN PARTS 73 AND 74 (MM DOCKET NO. 98-93)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 307; 47 USC 319

CFR Citation: 47 CFR 73; 47 CFR 74

Legal Deadline: None

Abstract: The Second Report and Order in this radio technical streamlining proceeding continues the Commission's efforts to make the broadcast application process simpler, faster, and more efficient. In the Second Report and Order, the Commission amended the separation requirements for short-spaced FM stations, section 73.215(e), to afford second- and third-adjacent channel stations minimum relief of six kilometers from the full spacing requirements of section 73.207. The order also expands the types of facility changes covered by expedited one-step licensing procedures and provides

FCC—Mass Media Bureau

Long-Term Actions

additional technical flexibility to FM stations licensed to Puerto Rico and the U.S. Virgin Islands. The order also relaxes noncommercial educational FM second adjacent channel standard and establishes a noncommercial educational FM community coverage standard. Finally, the item creates a new commercial FM class, class C-zero, and a mechanism to reclassify class C stations that do not meet the new class minimum antenna height where there is a competing demand for spectrum.

Timetable:

Action	Date	FR Cite
NPRM	06/22/98	63 FR 33892
Report & Order	04/21/99	64 FR 19498
Second Report & Order	12/20/00	65 FR 79773

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Peter Doyle, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2700
Email: pdoyle@fcc.gov

RIN: 3060-AG81

3784. DIGITAL AUDIO BROADCASTING SYSTEMS (MM DOCKET NO. 99-325)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 303

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: The rulemaking proceeding was initiated to obtain comments concerning the Commission's proposals to foster the development and implementation of terrestrial digital audio broadcasting (DAB). In the NPRM, the Commission (1) reaffirms its commitment to providing radio broadcasters with the opportunity to take advantage of DAB technology; (2) identifies Commission public policy objectives for the introduction of DAB service; (3) proposes criteria for the evaluation of DAB models and systems; (4) evaluates IBOC and new-spectrum DAB models; (5) inquires as to the need for a mandatory DAB transmission standard; and (6) considers certain DAB

system testing, evaluation and standard selection issues.

Timetable:

Action	Date	FR Cite
NPRM	11/09/99	64 FR 61054

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Peter Doyle, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2700
Email: pdoyle@fcc.gov

RIN: 3060-AH40

3785. ANCILLARY OR SUPPLEMENTAL USE OF DTV CAPACITY BY NON-COMMERCIAL LICENSEES (MM DOCKET NO. 98-203)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 4(i); 47 USC 4(j); 47 USC 303(r); 47 USC 307; 47 USC 309; 47 USC 336

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: The Report and Order amends the Commission's rules to require that noncommercial educational (NCE) television licensees primarily provide a nonprofit, noncommercial educational service over their entire digital bitstream, including ancillary or supplementary service; and apply to them the same program to assess and collect fees as that established for commercial DTV licensees' use of DTV capacity for the provision of ancillary or supplementary services. This Report and Order also determines that the Communications Act of 1934 prohibition against the provision of advertising by NCE licensees does not apply to nonbroadcast services, such as subscription services provided on their DTV channels. The intended effect of these actions is to clarify the manner in which NCE licensees may use their excess DTV capacity for remunerative purposes.

Timetable:

Action	Date	FR Cite
NPRM	12/14/98	63 FR 68722
R&O	11/26/01	66 FR 58973

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Jane Gross, Senior Attorney Advisor, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2130
Fax: 202 418-2053

RIN: 3060-AH53

3786. PERIODIC REVIEW OF RULES AND POLICIES AFFECTING THE CONVERSION TO DTV (MM DOCKET NO. 00-39)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 4(i); 47 USC 4(j); 47 USC 303(r); 47 USC 307; 47 USC 309; 47 USC 336

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: On January 18, 2001, the Commission adopted a Report and Order (R&O) and Further Notice of Proposed Rulemaking, addressing a number of issues related to the conversion of the nation's broadcast television system from analog to digital television. We received a number of petitions for reconsideration of the R&O. This Memorandum Opinion and Order on Reconsideration revised a number of the determinations the Commission made in the R&O, affirms other decisions, and provides clarification of certain rules and policies. The Commission also modifies the minimum hours of operation of certain DTV stations and establishes guidelines for television stations that may seek an extension of the May 1, 2002 and May 1, 2003 deadlines for construction of DTV facilities. The Commission will resolve several major technical issues in the R&O and FNPRM, including the issue of receiver performance standards, DTV tuners, revisions to certain components of the DTV transmission standard, and labeling requirements for television receivers, in a separate Report and Order.

Timetable:

Action	Date	FR Cite
NPRM	03/23/00	65 FR 15600
Report & Order	02/13/01	66 FR 9973

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Action	Date	FR Cite
MO&O	12/18/01	66 FR 65122
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected:

Undetermined

Agency Contact: Gordon Godfrey, Electronics Engineer, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
 Phone: 202 418-2193
 Fax: 202 418-2053
 Email: ggodfrey@fcc.gov

RIN: 3060-AH54

3787. CHILDREN'S TV, OBLIGATIONS OF DIGITAL TV BROADCASTERS (MM DOCKET NO. 00-167)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303; 47 USC 307; 47 USC 336(d)

CFR Citation: 47 CFR 73.670; 47 CFR 73.671; 47 CFR 73.673

Legal Deadline: None

Abstract: This item seeks comment on a range of issues related to application of our existing children's programming rules to digital broadcasting. The NPRM focuses primarily on two areas: the obligation of commercial television broadcast licensees to provide educational and informational programming for children and the requirement that television broadcast licensees limit the amount of advertising in children's programs.

In addition, this document seeks comment on how to address the issue of the airing in programs viewed by children promotions that may be inappropriate for children to watch. Although this document seeks comment largely on challenges unique to the digital area, it also discusses several issues that apply equally to analog and digital broadcasting.

Timetable:

Action	Date	FR Cite
NPRM	11/08/00	65 FR 66951
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Kim Matthews, Attorney Advisor, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
 Phone: 202 418-2130
 Fax: 202 418-2053

RIN: 3060-AH68

3788. EXTENSION OF FILING REQUIREMENTS FOR CHILDREN'S TV PROGRAMMING REPORT (MM DOCKET NO. 00-44)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303; 47 USC 308

CFR Citation: 47 CFR 73.3526

Legal Deadline: None

Abstract: This document seeks comment on the tentative conclusion that broadcasters who maintain Internet websites should be required to post their completed quarterly Children's Television Programming Reports (FCC Form 398) on these sites. The FCC Form 398 is required to be filed by commercial television broadcast stations each quarter. This form is used to provide information on the efforts of commercial television stations to provide children's educational and informational programs aired to meet its obligation under the Children's Television Act of 1990. Although the Children's Television Programming Reports are available in a central location on the FCC's website, members of the public may look first to their local broadcast station for information about programming at the station, making station website posting useful.

Timetable:

Action	Date	FR Cite
NPRM	05/04/00	65 FR 25895
R&O	11/09/00	65 FR 67283
Further NPRM	11/09/00	65 FR 67331
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Kim Matthews, Attorney Advisor, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
 Phone: 202 418-2130
 Fax: 202 418-2053

RIN: 3060-AH69

3789. RADIO MARKET DEFINITIONS (MM DOCKET NO. 00-244)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 202(h); 47 USC 303; 47 USC 307

CFR Citation: 47 CFR 73.3555

Legal Deadline: None

Abstract: This FNPRM proposes changes to local ownership rules and policies concerning multiple ownership of radio broadcasting stations. The Commission examines the effect our current rules have had on the public and seeks comments to better serve our communities. This action is also intended to consider possible changes to our current local market radio ownership rules and policies in accordance with the Telecommunications Act of 1996. Because of the similarity of the issues presented in the Multiple Ownership of Radio Broadcast Stations in Local Markets to those in the Matter of Definition of Radio Market, the two actions were, in effect, consolidated.

Timetable:

Action	Date	FR Cite
NPRM	12/28/00	65 FR 82305
FNPRM	12/11/01	66 FR 63997
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Roger Holberg, Assistant Division Chief, Policy and Rules Division, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
 Phone: 202 418-2134
 Fax: 202 418-2053
 Email: rholberg@fcc.gov

RIN: 3060-AH70

3790. ENHANCED AND STANDARDIZED DISCLOSURE (MM DOCKET NO. 00-168)

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 336

CFR Citation: 47 CFR 73.3526

Legal Deadline: None

Abstract: This item concerns rules and policies on how commercial television

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broadcast station licensees provide public interest information to the public. This document proposes amendments to the public inspection file rules that would standardize the format used for providing public interest information to the public and make information contained in public inspection files available on the Internet. The intended effect of this action is to propose rules that would make information regarding how television broadcast stations meet their fundamental public interest obligation to serve the needs and interests of their communities of license easier to understand or more accessible to the public.

Timetable:

Action	Date	FR Cite
NPRM	10/19/00	65 FR 62683
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Cyndi Thomas, Attorney, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2018
Email: cthomas@fcc.gov

Eric Bash, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2130
Email: ebash@fcc.gov

RIN: 3060-AH71

3791. • REVISION OF EEO RULES AND POLICIES; MM DOCKET NO. 98-204

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 257; 47 USC 301; 47 USC 303; 47 USC 307; 47 USC 308; 47 USC 309; 47 USC 334; 47 USC 403; 47 USC 554

CFR Citation: 47 CFR 73.2080; 47 CFR 76.73; 47 CFR 76.75; 47 CFR 76.79; 47 CFR 76.1702

Legal Deadline: None

Abstract: This Second NPRM requests comments concerning a new broadcast

equal employment opportunity rule and policies consistent with the decision of the U.S. Court of Appeals for the District of Columbia Circuit in Association. The Court therein found unconstitutional one of two options for achieving broad outreach provided by the broadcast EEO outreach requirements adopted in the Report and Order. The Second NPRM proposes to retain the Commission's ban on discrimination and to require broadcasters and cable entities to maintain an EEO program that would achieve broad and inclusive outreach in recruitment to ensure a fair opportunity for all job seekers and provide administrative relief to small entities.

Timetable:

Action	Date	FR Cite
NPRM	01/14/02	67 FR 1704
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Roy Boyce, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1450
Email: rboyce@fcc.gov

RIN: 3060-AH95

3792. • REEXAMINATION OF COMPARATIVE STANDARDS FOR NONCOMMERCIAL EDUCATIONAL APPLICANTS; MM DOCKET NO. 95-31

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 152(a); 47 USC 154(i); 47 USC 303; 47 USC 307; 47 USC 309

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This FNPRM solicits additional comments on how the Commission should allocate and license "non-reserved" spectrum (i.e., spectrum that has not been set aside for exclusive use by noncommercial educational broadcast stations) in which both commercial and noncommercial entities have an interest. This FNPRM was issued in

response to a court decision in National Public Radio vs. FCC.

Timetable:

Action	Date	FR Cite
FNPRM	03/05/02	67 FR 9945
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Eric Bash, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2130
Email: ebash@fcc.gov

RIN: 3060-AH96

3793. • CROSS OWNERSHIP OF BROADCAST STATIONS AND NEWSPAPERS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 152(a); 47 USC 154(i); 47 USC 303, 307, 309,310

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This NPRM initiates a proceeding to seek comment on whether and to what extent it should revise the newspaper/broadcast cross-ownership rule, which prohibits common ownership of a broadcast station and a newspaper in the same geographic area. The local multimedia marketplace in which broadcast stations and newspapers operate has changed significantly since the Commission adopted the rule in 1975. This proceeding seeks comment on the relevance of these changes to the newspaper/broadcast cross-ownership rule.

Timetable:

Action	Date	FR Cite
NPRM	10/05/01	66 FR 50991
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Eric Bash, Federal Communications Commission, Mass

FCC—Mass Media Bureau

Long-Term Actions

Media Bureau, 445 12th Street, SW.,
Washington, DC 20554

Phone: 202 418-2130

Email: ebash@fcc.gov

RIN: 3060-AH97

Federal Communications Commission (FCC)

Completed Actions

Mass Media Bureau

**3794. NEWSPAPER/BROADCAST
CROSS-OWNERSHIP (MM DOCKET
NO. 96-197)**

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154

CFR Citation: 47 CFR 73

Legal Deadline: None

Abstract: The Commission has terminated this proceeding because it has initiated a new rulemaking proceeding that considers broader issues that subsume those raised in this rulemaking.

Timetable:

Action	Date	FR Cite
NOI	10/15/96	61 FR 53694
Notice	10/18/01	66 FR 52921

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Roger Holberg, Assistant Division Chief, Policy and Rules Division, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2134
Fax: 202 418-2053
Email: rholberg@fcc.gov

RIN: 3060-AG53

**3795. DUAL NETWORK RULE (MM
DOCKET NO. 00-108)**

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 152(a); 47 USC 154(i); 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 310

CFR Citation: 47 CFR 73.658(g)

Legal Deadline: None

Abstract: The Report and Order amends the Commission's "dual network" rule. That rule effectively prevented mergers among the four major television broadcast networks or between one of the four major networks (NBC, CBS, ABC, and Fox) and the UPN and/or the WB television networks. The action taken eliminates that portion of the rule that effectively prevents mergers between a major television network and the UPN and/or WB television networks.

Timetable:

Action	Date	FR Cite
NPRM	07/05/00	65 FR 41393
R&O	06/14/01	66 FR 32242

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Roger Holberg, Assistant Division Chief, Policy and Rules Division, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2134
Fax: 202 418-2053
Email: rholberg@fcc.gov

RIN: 3060-AH51

**3796. EXPERIMENTAL BROADCAST
STATION MULTIPLE OWNERSHIP
RULE (MM DOCKET NO. 00-105)**

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 152(a); 47 USC 154(i); 47 USC 303; 47 USC 307; 47 USC 309; 47 USC 310

CFR Citation: 47 CFR 74.134

Legal Deadline: None

Abstract: The Report and Order eliminates the Commission rule that prohibited a broadcast licensee from having more than one experimental radio station license without first making a showing that its program of research requires a licensing of two or more separate stations. The rule was eliminated because other Commission rules prohibit the harms this rule was meant to address. Additionally, elimination of the rule would allow licensees to devote their resources to research more efficiently during the operation of experimental broadcast stations.

Timetable:

Action	Date	FR Cite
NPRM	07/05/00	65 FR 41401
R&O	04/10/01	66 FR 18570

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Roger Holberg, Assistant Division Chief, Policy and Rules Division, Federal Communications Commission, Mass Media Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-2134
Fax: 202 418-2053
Email: rholberg@fcc.gov

RIN: 3060-AH52

Federal Communications Commission (FCC)

Long-Term Actions

Office of Managing Director

**3797. ● ASSESSMENT AND
COLLECTION OF REGULATORY FEES
FOR FY 2002**

Priority: Economically Significant

Legal Authority: 47 USC 159

CFR Citation: 47 CFR 1.1151 et seq

Legal Deadline: None

Abstract: Section 9 of the Communications Act of 1934, as amended, 47 U.S.C. 159, requires the

FCC to recover the costs of its activities by assessing and collecting annual regulatory fees from beneficiaries of the activities.

FCC—Office of Managing Director

Long-Term Actions

Timetable:

Action	Date	FR Cite
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NPRM (Adopted Date) 03/22/02

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Terry Johnson, Senior Program Analyst/Advisor, Federal Communications Commission, Office of

Managing Director, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-0445

Fax: 202 418-2826

Email: tjohnson@fcc.gov

RIN: 3060-AH85

Federal Communications Commission (FCC)

Long-Term Actions

Wireless Telecommunications Bureau

3798. AMENDMENT OF THE COMMISSION'S RULES CONCERNING MARITIME COMMUNICATIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 154; 47 USC 303**CFR Citation:** 47 CFR 80**Legal Deadline:** None**Abstract:** Amendment of the Maritime Radio Service Rules to encourage growth and improve the regulatory structure in VHF maritime communications.**Timetable:**

Action	Date	FR Cite
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NOI/NPRM 11/05/92 57 FR 57717

First R&O 04/26/95 60 FR 34198

FNPRM 04/26/95 60 FR 35507

Second FNPRM 06/17/97 62 FR 37533

Second R&O 06/17/97 62 FR 40281

Third R&O and MO&O 07/06/98 63 FR 40059

MO&O 04/26/99 64 FR 26885

Third NPRM 12/08/00 65 FR 76966

Fourth R&O 12/13/00 65 FR 77821

Fourth NPRM 02/04/02 67 FR 5080

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses**Government Levels Affected:** Undetermined**Additional Information:** PR Docket No. 92-257.**Agency Contact:** Keith Fickner, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-0680

Email: kfickner@fcc.gov

RIN: 3060-AF14**3799. FUTURE DEVELOPMENT OF 800 MHZ SMR; COMPETITIVE BIDDING WIDE AREA****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 47 USC 153; 47 USC 154(i); 47 USC 303; 47 USC 309(j); 47 USC 332**CFR Citation:** 47 CFR 90**Legal Deadline:** None**Abstract:** This proceeding adopts service rules and competitive bidding rules for 800 MHz SMR spectrum. It also proposes licensing rules and auction procedures for lower 80 SMR and general category channels.**Timetable:**

Action	Date	FR Cite
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NPRM 05/13/93 58 FR 33062

FNPRM 10/20/94 59 FR 6011

Eighth R&O 02/16/96 61 FR 6138

First R&O 02/16/96 61 FR 6212

Second FNPRM 02/16/96 61 FR 6212

Second R&O 06/23/97 62 FR 41190

MO&O 06/23/97 62 FR 41225

MO&O on Recon 10/08/99 64 FR 71042

Second MO&O on Recon 07/14/00 65 FR 43716

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local**Additional Information:** PR Docket No. 93-144; GEN Docket No. 93-252; PP Docket No. 93-253**Agency Contact:** Alice Elder, Attorney Advisor, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street SW., Washington, DC 20554

Phone: 202 418-2168

Fax: 202 418-0890

Email: aelder@fcc.gov

Gary D. Michaels, Chief, Legal Branch, Auctions and Industry Analysis Division, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-0660

Fax: 202 418-0890

RIN: 3060-AF47**3800. RESALE AND ROAMING OBLIGATIONS PERTAINING TO COMMERCIAL MOBILE RADIO SERVICES****Priority:** Substantive, Nonsignificant. Major under 5 USC 801.**Legal Authority:** PL 103-66, sec 6002, Omnibus Budget Reconciliation Act of 1993**CFR Citation:** 47 CFR 20; 47 CFR 22**Legal Deadline:** None**Abstract:** On an interim basis, the First Report and Order extends to broadband PCS and covered SMR providers the cellular rule that prohibits restricting resale of communications services. The new rules sunset five years after the last group of initial licensees for currently allocated broadband PCS spectrum is awarded. The rules also eliminate all exceptions to the rule that allowed cellular licensees to restrict resale by competing with fully operational cellular licensees in the same geographic market. The Commission successfully adopted a Second Report and Order and Third Notice of Proposed Rulemaking in this proceeding. The Second Report and Order extends the Commission's cellular rules on manual roaming by any individual whose handset is capable of accessing the network of a cellular, broadband PCS, or covered SMR provider. The Third NPRM, among other things, sought comment on whether the Commission should adopt rules requiring cellular, broadband PCS, and covered SMR

FCC—Wireless Telecommunications Bureau

Long-Term Actions

providers to provide automatic roaming in their coverage areas, and whether both automatic and manual roaming requirements should sunset five years after the initial grant of PCS licenses. The Third MO.O generally affirmed the Commission's earlier decision to extend the cellular resale rule to include certain PCS and SMR providers and to sunset the rule until November 24, 2002. However, it modified the prior decision by removing customer premise equipment (CPE) and CPE in bundled packages from the scope of the resale rule, by revising the scope of the resale rule to exclude all C, D, E, and F block PCS licensees that do not own and control and are not controlled by cellular or A or B block licensees, and by exempting from the rule all SMR and other CMRS providers that do not utilize in-network switching facilities.

Timetable:

Action	Date	FR Cite
NPRM	07/13/94	59 FR 35664
NOI	07/13/94	59 FR 35664
NPRM Comment Period End	09/29/94	
NPRM	04/04/95	60 FR 20949
NPRM Comment Period End	07/14/95	
First R&O	07/12/96	61 FR 38399
Second R&O and Third NPRM	08/15/96	61 FR 44026
MO&O and O on Recon	11/09/99	64 FR 61022

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Agency Contact: Jane Phillips, Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1310

RIN: 3060-AF58

3801. IMPLEMENTATION OF SECTION 309(J) OF THE COMMUNICATIONS ACT, COMPETITIVE BIDDING; NARROWBAND PCS COMPETITIVE BIDDING RULES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154(i); 47 USC 303(r); 47 USC 309(j)

CFR Citation: 47 CFR 24

Legal Deadline: None

Abstract: Report and Order and FNPRM to modify the competitive bidding rules for participation by designated entities in narrowband PCS.

Timetable:

Action	Date	FR Cite
Third MO&O	08/16/94	59 FR 44058
R&O	04/23/97	62 FR 27507
FNPRM	04/23/97	62 FR 27569
Second R&O	06/06/00	65 FR 35843
Second FNPRM	06/06/00	65 FR 35875
Third R&O and Order on Reconsideration	06/04/01	66 FR 29911

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: GEN Docket No. 90-314; ET Docket No. 92-100; PP Docket No. 93-253

Agency Contact: Howard Davenport, Attorney, Federal Communications Commission, Wireless Bureau, 445 12th Street, SW, Washington, DC 20554
Phone: 202 418-0585
Fax: 202 418-2923
Email: hdavenport@fcc.gov

RIN: 3060-AF99

3802. IMPLEMENTATION OF SECTION 309(J) OF THE COMMUNICATIONS ACT, COMPETITIVE BIDDING; 218-219 MHZ COMPETITIVE BIDDING RULES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303(r); 47 USC 309(j)

CFR Citation: 47 CFR 95

Legal Deadline: None

Abstract: Tenth Report and Order modifies the competitive bidding rules for the upcoming auction of 218-219 MHz: (1) eliminates bidding credits available to women- and minority-owned 218-219 MHz applicants; (2) extends two levels of bidding credits to small businesses based on a two-tiered small business definition; (3) clarifies the attribution rules for affiliates of 218-219 MHz applicants; and (4) increases the amount of the upfront payments required to participate in the 218-219 MHz auction.

Timetable:

Action	Date	FR Cite
R&O	04/25/94	59 FR 24947
FNPRM	08/06/96	61 FR 49103
R&O	11/15/96	61 FR 60198
FNPRM	09/30/98	63 FR 52215
MO&O	10/08/98	63 FR 54073
R&O and MO&O	11/03/99	64 FR 59656
Order on Reconsideration	12/29/99	64 FR 72956
Second Order on Reconsideration	02/07/01	66 FR 9212

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: WT Docket No. 98-169

Agency Contact: Andrea Kelly, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0660
Fax: 202 418-0890

RIN: 3060-AG00

3803. 39 GHZ CHANNEL PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154; 47 USC 302; 47 USC 524

CFR Citation: 47 CFR 1; 47 CFR 2; 47 CFR 101

Legal Deadline: None

Abstract: This proceeding amends the FCC's rules to facilitate more effective use of the 39 GHz band.

Timetable:

Action	Date	FR Cite
NPRM	01/26/96	61 FR 2465
NPRM Comment Period End	02/12/96	
Order	02/22/96	61 FR 6809
Reply Comments	02/27/96	
Order	05/01/96	61 FR 19236
Second NPRM	01/21/98	63 FR 3075
R&O	02/06/98	63 FR 6079
MO&O	08/23/99	64 FR 45891

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: ET Docket No. 95-183, RM-8553; PP Docket No. 93-253

FCC—Wireless Telecommunications Bureau

Long-Term Actions

Agency Contact: Ken Burnley, Staff Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0664
Email: kburnley@fcc.gov

Jennifer Burton, Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-7581

RIN: 3060-AG16

3804. IMPLEMENTATION OF 309(J) OF THE COMMUNICATIONS ACT, AMENDMENT OF PARTS 20 AND 24 OF THE COMMISSION'S RULES - BROADBAND PCS COMPETITIVE BIDDING AND THE COMMERCIAL MOBILE RADIO SERVICE SPECTRUM CAP

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 301; 47 USC 302; 47 USC 303(r); 47 USC 309(j); 47 USC 332

CFR Citation: 47 CFR 24

Legal Deadline: None

Abstract: NPRM to modify the competitive bidding rules for the Broadband PCS F Block. Report and Order, adopted 6/21/96, modified the PCS/cellular rule and the cellular spectrum cap.

Timetable:

Action	Date	FR Cite
O on Recon of Fifth MO&O and D, E, & F R&O	11/15/00	65 FR 68927

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: PP Docket No. 93-253

Agency Contact: Audrey Bashkin, Staff Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0660
Email: abashkin@fcc.gov

RIN: 3060-AG21

3805. REVISION OF THE RULES TO ENSURE COMPATIBILITY WITH 911 EMERGENCY CALLING SYSTEMS

Priority: Other Significant. Major under 5 USC 801.

Legal Authority: 47 USC 134(i); 47 USC 151; 47 USC 201; 47 USC 208; 47 USC 215; 47 USC 303; 47 USC 309

CFR Citation: 47 CFR 20

Legal Deadline: None

Abstract: In a series of orders in several related proceedings issued since 1996, the Federal Communications Commission has taken action to improve the quality and reliability of 911 emergency services for wireless phone users. Rules have been adopted governing the availability of basic 911 services and the implementation of enhanced 911 (E911) for wireless services. Most recently, the Commission issued a Further Notice of Proposed Rulemaking regarding call back capability of 911-only wireless phones.

Timetable:

Action	Date	FR Cite
R&O	07/26/96	61 FR 40348
FNPRM	07/26/96	61 FR 40374
MO&O	01/16/98	63 FR 2631
Second Report & Order	06/28/99	64 FR 34564
Third R&O	11/04/99	64 FR 60126
Second MO&O	12/29/99	64 FR 72951
Fourth Report & Order, Third NPRM, and NPRM	09/19/00	65 FR 56752
Fourth MO&O	10/02/00	65 FR 58657
FNPRM	06/13/01	66 FR 31878
Order	11/02/01	66 FR 55618

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local

Additional Information: CC Docket No. 94-102; CC Docket No. 96-115; CC Docket No. 92-105; WT Docket No. 00-110

Agency Contact: Dan Grosh, Attorney Advisor, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1310
Fax: 202 418-8188

Martin Liebman, Engineer, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1310
Fax: 202 418-7247

Jane Phillips, Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1310

RIN: 3060-AG34

3806. IN THE MATTER OF THE COMMUNICATIONS ASSISTANCE FOR LAW ENFORCEMENT ACT

Priority: Other Significant. Major under 5 USC 801.

Legal Authority: 47 USC 229; 47 USC 1001 to 1008

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: All of the decisions in this proceeding thus far are aimed at implementation of provisions of the Communications Assistance for Law Enforcement Act.

Timetable:

Action	Date	FR Cite
NPRM	10/10/97	62 FR 63302
Order	01/13/98	63 FR 1943
FNPRM	11/16/98	63 FR 63639
Report & Order	01/29/99	64 FR 51462
Order	03/29/99	64 FR 14834
Second Report & Order	09/23/99	64 FR 51462
Third Report & Order	09/24/99	64 FR 51710
Order on Recon	09/28/99	64 FR 52244
Policy Statement	10/12/99	64 FR 55164
Second Order on Recon	05/04/01	66 FR 22446

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: CC Docket No. 97-213

Agency Contact: John Spencer, Attorney Advisor, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1310
Email: jspencer@fcc.gov

RIN: 3060-AG74

FCC—Wireless Telecommunications Bureau

Long-Term Actions

3807. DEVELOPMENT OF OPERATIONAL, TECHNICAL, AND SPECTRUM REQUIREMENTS FOR PUBLIC SAFETY COMMUNICATIONS REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 160; 47 USC 201; 47 USC 202; 47 USC 303; 47 USC 337(a); 47 USC 403

CFR Citation: 47 CFR 90

Legal Deadline: None

Abstract: This item takes steps toward developing a flexible regulatory framework to meet vital current and future public safety communications needs.

Timetable:

Action	Date	FR Cite
NPRM	10/09/97	62 FR 60199
Second NPRM	11/07/97	62 FR 60199
First R&O	08/06/98	63 FR 58645
Third NPRM	08/06/98	63 FR 58685
MO&O	04/26/99	64 FR 60123
Second R&O	08/08/00	65 FR 48393
Fourth NPRM	08/25/00	65 FR 51788
Second MO&O	09/05/00	65 FR 53641
Third R&O	11/07/00	65 FR 66644
Third MO&O	11/07/00	65 FR 66644
Fourth R&O	02/16/01	66 FR 10632
Fifth NPRM	02/16/01	66 FR 10660

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Additional Information: WT Docket No. 96-86

Agency Contact: Michael Connelly, Attorney Advisor, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0132
Email: mconnell@fcc.gov

RIN: 3060-AG85

3808. MULTIPLE ACCESS SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 302; 47 USC 303

CFR Citation: 47 CFR 101

Legal Deadline: None

Abstract: This proceeding amended the FCC's rules regarding multiple address

systems (MAS) in the microwave service. It streamlined regulations and established a framework for MAS spectrum that provides opportunities for continued development of competitive service offerings by allowing a variety of services.

Timetable:

Action	Date	FR Cite
NPRM	01/19/97	62 FR 11407
Order	09/17/98	63 FR 53350
FNPRM	05/18/99	64 FR 38617
R&O	04/03/00	65 FR 17445
MO&O	07/03/01	66 FR 35107

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: WT Docket No. 97-81

Agency Contact: Shellie Blakeney, Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0680
Email: sblakene@fcc.gov

RIN: 3060-AG86

3809. AMENDMENT OF PART I OF THE COMMISSION'S RULES — COMPETITIVE BIDDING PROCEDURES

Priority: Substantive, Nonsignificant. Major under 5 USC 801.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 202; 47 USC 303; 47 USC 309(j)

CFR Citation: 47 CFR 1; 47 CFR 21; 47 CFR 24; 47 CFR 27; 47 CFR 90; 47 CFR 95

Legal Deadline: None

Abstract: This proceeding proposes to amend and modify the competitive bidding rules for all auctionable services.

Timetable:

Action	Date	FR Cite
NPRM	03/21/97	62 FR 13570
NPRM Comment Period End	04/16/97	
Second FNPRM	01/07/98	63 FR 770
Third R&O	01/15/98	63 FR 2315
Fifth R&O, Order on Recon	08/29/00	65 FR 52323
Fourth FNPRM	08/29/00	65 FR 52401

Action	Date	FR Cite
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Seventh R&O 10/29/01 66 FR 54447
Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: WT Docket No. 97-82

Agency Contact: David Hu, Staff Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0631
Fax: 202 418-0890
Email: dhu@fcc.gov

RIN: 3060-AG87

3810. AMENDMENT OF PART 90 OF THE RULES TO ADOPT REGULATIONS FOR AUTOMATIC VEHICLE MONITORING SYSTEMS

Priority: Substantive, Nonsignificant. Major under 5 USC 801.

Legal Authority: 47 USC 154; 47 USC 251; 47 USC 252; 47 USC 303; 47 USC 309; 47 USC 332

CFR Citation: 47 CFR 1; 47 CFR 90

Legal Deadline: None

Abstract: This Second Report and Order adopts rules and procedures governing competitive bidding for multilateration Location and Monitoring Service (LMS) frequencies.

Timetable:

Action	Date	FR Cite
NPRM	10/06/97	62 FR 52078
NPRM Comment Period End	11/20/97	
Second R&O	07/30/98	63 FR 40659

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: The NPRM sought comment on the LMS auction following the general competitive bidding procedures of Part 1, Subpart Q; the establishment of a small business definition for LMS; whether small business provisions are sufficient to promote participation by businesses owned by minorities, women or rural telephone companies; partitioning and disaggregation.

FCC—Wireless Telecommunications Bureau

Long-Term Actions

PR Docket No. 93-61

Agency Contact: Ken Burnley, Staff Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0664
Email: kburnley@fcc.gov
RIN: 3060-AH12

3811. SERVICE RULES FOR THE 746-764 AND 776-794 MHZ BANDS, AND REVISIONS TO PART 27 OF THE COMMISSION'S RULES

Priority: Economically Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 1; 47 USC 4(i); 47 USC 7; 47 USC 10; 47 USC 201; 47 USC 202; 47 USC 208; 47 USC 214; 47 USC 301; 47 USC 303; 47 USC 307; 47 USC 308; 47 USC 309(j); 47 USC 309(k); 47 USC 310; 47 USC 311; 47 USC 315; 47 USC 317; 47 USC 324; 47 USC 331; 47 USC 332; 47 USC 336

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The Report and Order in this proceeding adopts service rules for licensing and auction of commercial services in spectrum in the 700 MHz band to be vacated by UHF television licensees.

Timetable:

Action	Date	FR Cite
NPRM	07/07/99	64 FR 36686
R&O	01/20/00	65 FR 3139
Second R&O	04/04/00	65 FR 17594
MO&O and FNPRM	07/12/00	65 FR 42879
Second MO&O	02/06/01	66 FR 9035
Third R&O	02/14/01	66 FR 10204
Second MO&O	02/15/01	66 FR 10374
Order on Recon of Third R&O	10/10/01	66 FR 51594

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: WT Docket No. 99-168; CS Docket No. 98-120; MM Docket No. 00-39

Agency Contact: William Huber, Attorney Advisor, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, S.W., Washington, DC 20554

Phone: 202 418-2109
Fax: 202 418-0890
Email: whuber@fcc.gov

RIN: 3060-AH32

3812. IMPLEMENTATION OF SECTIONS 309(J) AND 337 OF THE COMMUNICATIONS ACT OF 1934 AS AMENDED

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154(i); 47 USC 303(r); 47 USC 309(j)

CFR Citation: 47 CFR 1; 47 CFR 22; 47 CFR 24; 47 CFR 26; 47 CFR 27; 47 CFR 73; 47 CFR 74; 47 CFR 80; 47 CFR 87

Legal Deadline: None

Abstract: This NPRM commences a proceeding to implement 309(j) and 337 of the Communications Act, as amended by the Balanced Budget Act of 1997, which was signed into law on 8/5/97. This notice seeks comment on changes to the Commission's rules and policies to implement the revised auction authority.

Timetable:

Action	Date	FR Cite
NPRM	05/03/99	64 FR 23571
R&O	01/02/01	66 FR 33

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local

Additional Information: WT Docket No. 99-87

Agency Contact: Gary D. Michaels, Chief, Legal Branch, Auctions and Industry Analysis Division, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0660
Fax: 202 418-0890

RIN: 3060-AH33

3813. 1998 BIENNIAL REGULATORY REVIEW — SPECTRUM AGGREGATION LIMITS FOR WIRELESS TELECOMMUNICATIONS CARRIERS

Priority: Substantive, Nonsignificant. Major under 5 USC 801.

Legal Authority: 47 USC 154; 47 USC 161; 47 USC 332

CFR Citation: 20 CFR 20; 22 CFR 942

Legal Deadline: None

Abstract: The Commission is re-evaluating whether it should retain, modify, or repeal the spectrum aggregation limits and the cellular cross-interest rule in light of changes occurring in the wireless telecommunications market.

Timetable:

Action	Date	FR Cite
NPRM	12/10/98	63 FR 70727
R&O	10/07/99	64 FR 54564
MO&O on Recon	11/08/00	

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: WT Docket No. 98-205

Agency Contact: Paul Murray, Staff Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0688
Fax: 202 418-7447
Email: pmurray@fcc.gov

RIN: 3060-AH34

3814. AMENDMENT TO PARTS 1, 2, 87 AND 101 OF THE RULES TO LICENSE FIXED SERVICES AT 24 GHZ

Priority: Substantive, Nonsignificant. Major under 5 USC 801.

Legal Authority: 47 USC 151; 47 USC 154; 47 USC 303; 47 USC 309(j)

CFR Citation: 47 CFR 1; 47 CFR 2; 47 CFR 101

Legal Deadline: None

Abstract: This NPRM proposes licensing and service rules to govern the 24 GHz band generally.

Timetable:

Action	Date	FR Cite
NPRM	12/20/99	64 FR 71088

FCC—Wireless Telecommunications Bureau

Long-Term Actions

Action	Date	FR Cite
R&O	08/05/00	65 FR 59350
Order	06/01/01	66 FR 29722
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** None**Additional Information:** WT Docket No. 99-327

Agency Contact: Nese Guendelsberger, Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0634
Fax: 202 418-1186
Email: nguendel@fcc.gov

Nancy Zaczek, Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0680
Email: nzaczek@fcc.gov

RIN: 3060-AH41**3815. PART 101 — TERRESTRIAL MICROWAVE FIXED RADIO SERVICES****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 302; 47 USC 303**CFR Citation:** 47 CFR 101**Legal Deadline:** None

Abstract: Proceeding to streamline the Commission's rules, expedite processing of authorizations for terrestrial microwave fixed radio services and clarify rules concerning the terrestrial microwave fixed radio services.

Timetable:

Action	Date	FR Cite
NPRM	01/11/95	60 FR 2722
R&O	05/28/96	61 FR 26670
Order	03/05/98	63 FR 10778
Final Action Correction	03/24/98	63 FR 14039
NPRM	06/20/00	65 FR 38333
MO&O	06/20/00	65 FR 38324
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** WT Docket No. 94-148 (closed); WT Docket No. 00-19

Agency Contact: Michael Pollak, Electronics Engineer, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0680
Email: mpollak@fcc.gov

RIN: 3060-AH42**3816. AMENDMENT OF PARTS 13 AND 80 GOVERNING MARITIME COMMUNICATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 302; 47 USC 303**CFR Citation:** 47 CFR 13; 47 CFR 80**Legal Deadline:** None

Abstract: This matter concerns the amendment of the rules governing maritime communications in order to consolidate, revise and streamline the regulations as well as address new international requirements and improve the operational ability of all users of marine radios.

Timetable:

Action	Date	FR Cite
NPRM	03/24/00	65 FR 21694
NPRM	08/17/00	65 FR 50173
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** WT Docket No. 00-48

Agency Contact: Jeff Tobias, Attorney Advisor, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0680
Email: jtobias@fcc.gov

RIN: 3060-AH55**3817. AMENDMENT OF THE RULES REGARDING INSTALLMENT PAYMENT FINANCING FOR PERSONAL COMMUNICATIONS SERVICES LICENSEES****Priority:** Substantive, Nonsignificant. Major under 5 USC 801.**Legal Authority:** 47 USC 154; 47 USC 301 to 303; 47 USC 309; 47 USC 332**CFR Citation:** 47 CFR 1; 47 CFR 24**Legal Deadline:** None

Abstract: This proceeding proposes resumption of installment payments for broadband Personal Communications Services (PCS), e.g., for C and F Block, with payment deadline to be reinstated as of March 31, 1998. The proposal contemplates, inter alia, changes to the FCC's C Block rules to govern re-auction of surrendered spectrum in the C Block. The proposal was released on October 16, 1997, and published in the Federal Register.

Timetable:

Action	Date	FR Cite
2nd R&O	10/24/97	62 FR 55348
FNPRM	10/24/97	62 FR 55375
Order on Recon of Second R&O	04/08/98	63 FR 17111
Fourth R&O	09/23/98	63 FR 50791
Second Order on Recon of Second R&O	05/18/99	64 FR 26887
Recon of Fourth R&O	03/16/00	65 FR 14213
FNPRM	06/13/00	65 FR 37092
6th R&O and Order on Recon	09/05/00	65 FR 53620
Order on Recon	02/12/01	66 FR 9773
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Additional Information: The Order on Reconsideration published in the Federal Register in April 1998 addresses 37 petitions, 17 oppositions, 16 replies to opposition, and 38 ex parte filings.

Additional RIN 3060-AG88.

WT Docket No. 97-82

Agency Contact: Audrey Bashkin, Staff Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-0660
Email: abashkin@fcc.gov

Related RIN: Previously reported as 3060-AG88**RIN:** 3060-AH57

FCC—Wireless Telecommunications Bureau

Long-Term Actions

3818. TRANSFER OF THE 3650 THROUGH 3700 MHZ BAND AND THE 4.9 GHZ BAND FROM FEDERAL GOVERNMENT USE

Priority: Economically Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 154; 47 USC 157; 47 USC 303; 47 USC 307; 47 USC 332

CFR Citation: 47 CFR 2.106; 47 CFR 25.202; 47 CFR 27.1; 47 CFR 27.4; 47 CFR 27.5; 47 CFR 27.14; 47 CFR 27.50; 47 CFR 27.53; 47 CFR 27.55; 47 CFR 27.57; 47 CFR 27.58; 47 CFR 27.61; ...

Legal Deadline: None

Abstract: This proceeding is intended to establish licensing and service rules for frequencies in the 3650 to 3700 MHz band, transferred from government use.

Timetable:

Action	Date	FR Cite
NPRM	03/16/00	65 FR 14230
First R&O and Second NPRM	11/17/00	65 FR 69612
Petition for Reconsideration	03/28/01	66 FR 16940
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Federal

Additional Information: WT Docket No. 00-32; ET Docket No. 98-237

Agency Contact: Rodney P. Conway, Federal Communications Commission, Office of Engineering and Technology, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-2904

Fax: 202 418-1944

Email: rconway@fcc.gov

Eli Johnson, Senior Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-1310

Fax: 202 418-7247

RIN: 3060-AH75

3819. 2000 BIENNIAL REGULATORY REVIEW SPECTRUM AGGREGATION LIMITS FOR COMMERCIAL MOBILE RADIO SERVICES

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 161; 47 USC 303(g); 47 USC 303(r)

CFR Citation: 47 CFR 20.6; 47 CFR 22.942

Legal Deadline: None

Abstract: The Commission has adopted a final rule in a proceeding reexamining the need for Commercial Mobile Radio Services spectrum aggregation limits.

Timetable:

Action	Date	FR Cite
NPRM	02/12/01	66 FR 9798
NPRM Comment	05/14/01	
Period End		
Final Rule	01/14/02	67 FR 1626
Correction to Final Rule	01/31/02	67 FR 4675
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: WT Docket No. 01-14

Agency Contact: John Branscome, Staff Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-8205

Fax: 202 418-7447

Email: jbransco@fcc.gov

RIN: 3060-AH81

3820. IN THE MATTER OF PROMOTING EFFICIENT USE OF SPECTRUM THROUGH ELIMINATION OF BARRIERS TO THE DEVELOPMENT OF SECONDARY MARKETS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151; 47 USC 154(i); 47 USC 157; 47 USC 160; 47 USC 201; 47 USC 202; 47 USC 208; 47 USC 214; 47 USC 301; 47 USC 303; 47 USC 308; 47 USC 309; 47 USC 310

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The Commission has opened a proceeding to examine actions it may take to remove unnecessary regulatory barriers to the development of more robust secondary markets in radio spectrum usage rights.

Timetable:

Action	Date	FR Cite
NPRM	12/26/00	65 FR 81475
NPRM Comment	01/29/01	66 FR 8149
Period End		
New NPRM Comment	03/12/01	
Period End		
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: WT Docket No. 00-230

Agency Contact: Paul Murray, Staff Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-0688

Fax: 202 418-7447

Email: pmurray@fcc.gov

RIN: 3060-AH82

3821. IN THE MATTER OF AUTOMATIC AND MANUAL ROAMING OBLIGATIONS PERTAINING TO COMMERCIAL MOBILE RADIO SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151; 47 USC 152(n); 47 USC 154(i); 47 USC 154(j); 47 USC 201(b); 47 USC 251(a); 47 USC 253; 47 USC 303(r); 47 USC 332(c)(1)(B); 47 USC 309

CFR Citation: 47 CFR 20.12; 47 CFR 22.901

Legal Deadline: None

Abstract: This rulemaking considers whether the Commission should adopt an automatic roaming rule for Commercial Mobile Radio Services and sunset the current manual roaming requirement.

Timetable:

Action	Date	FR Cite
NPRM	11/01/00	65 FR 69891
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

FCC—Wireless Telecommunications Bureau

Long-Term Actions

Small Entities Affected: Businesses

Government Levels Affected:
Undetermined

Additional Information: WT Docket No. 00-193

Agency Contact: Linda Chang,
Attorney, Federal Communications
Commission, Wireless
Telecommunications Bureau, 445 12th
Street, SW., Washington, DC 20554
Phone: 202 418-1339
Fax: 202 418-7447
Email: lchang@fcc.gov

G. William Stafford, Attorney, Federal
Communications Commission, 445 12th
Street, S.W., Washington, DC 20554
Phone: 202 418-0563
Fax: 202 418-3956
Email: sstafford@fcc.gov

RIN: 3060-AH83

3822. AMENDMENT OF PART 90 FOR LICENSING LOW POWER OPERATIONS IN 450-470 MHZ BAND

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 1; 47 USC 154; 47 USC 302; 47 USC 303; 47 USC 332

CFR Citation: 47 CFR 90

Legal Deadline: None

Abstract: The proposed amendments facilitate the viability of low power operations in the private land mobile radio 450-470 MHz Band.

Timetable:

Action	Date	FR Cite
NPRM	07/24/01	66 FR 47435
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Local

Additional Information: WT Docket No. 01-146

Agency Contact: Guy N. Benson,
Attorney, Federal Communications
Commission, Wireless
Telecommunications Bureau, 445 12th
Street, SW., Washington, DC 20554
Phone: 202 418-0680
Email: gbenson@fcc.gov

RIN: 3060-AH84

3823. ● REALLOCATION OF THE 216-220 MHZ, 1390-1395 MHZ, 1427-1429 MHZ, 1429-1432 MHZ, 1432-1435 MHZ, 1670-1675 MHZ, AND 2385-2390 MHZ GOVERNMENT TRANSFER BANDS.

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 151, 154(i), 154(j), 155, 225, 303(r), 309, 325(e); 47 USC 154, 302(a), 303,336; 47 USC 154(i), 161, 303(g), 303(r), 332(c)(7); 47 USC 154, 303

CFR Citation: 47 CFR 1; 47 CFR 2; 47 CFR 27; 47 CFR 90; 47 CFR 95

Legal Deadline: None

Abstract: The reallocation proposes to establish new service rules for licensing 27 MHz of spectrum transferred from government to non-government use.

Timetable:

Action	Date	FR Cite
NPRM	02/15/02	67 FR 7113
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local

Additional Information: WT Docket No. 02-08

Agency Contact: Zenji Nakazawa,
Attorney, Federal Communications
Commission, Wireless Bureau, 445 12th
Street SW, Washington, DC 20554
Phone: 202 418-0680
Email: znakazaw@fcc.gov

RIN: 3060-AH87

3824. ● REVIEW OF QUIET ZONES APPLICATION PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 1; 47 USC 154(i); 47 USC 161; 47 USC 303(g); 47 USC 303(r)

CFR Citation: 47 CFR 1

Legal Deadline: None

Abstract: Review of Quiet Zones rules for possible streamlining while ensuring adequate protection from interference.

Timetable:

Action	Date	FR Cite
NPRM	12/21/01	66 FR 65866

Action	Date	FR Cite
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NPRM Comment	02/06/02	
Period End		

Next Action Undetermined

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Agency Contact: Katherine M. Harris,
Deputy Chief, Commercial Wireless
Division, WTB, Federal
Communications Commission, Wireless
Bureau, 445 12th Street SW,
Washington, DC 20554
Phone: 202 418-0609
Fax: 202 418-7224
Email: kharris@fcc.gov

RIN: 3060-AH88

3825. ● REALLOCATION AND SERVICE RULES FOR THE 698-746 MHZ SPECTRUM BAND (TELEVISION CHANNELS 52-59)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 47 USC 151, 152, 154(i),155(c), 157, 201, 202, 208, 214, 301, 302(g), 303, 307; 47 USC 309, 310, 311, 314, 316, 319, 324, 331, 332, 333, 336, 534, 535

CFR Citation: 47 CFR 2; 47 CFR 27; 47 CFR 73

Legal Deadline: Other, Statutory, September 30, 2002, See 47 USC 309(j)(14)(c)(ii). Statutory deadline to auction recaptured broadcast spectrum.

Abstract: The Commission has adopted allocation and service rules for the 48 MHz of spectrum in the 698-746 MHz band currently occupied by television channels 52-59.

Timetable:

Action	Date	FR Cite
NPRM	03/28/01	66 FR 19106
Report & Order	01/18/02	67 FR 5491
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: GN Docket No. 01-74

Agency Contact: Michael J. Rowan,
Attorney-Advisor, Federal

FCC—Wireless Telecommunications Bureau

Long-Term Actions

Communications Commission, Wireless Bureau, 445 12th Street SW., Washington, DC 20554
Phone: 202 418-1883
Fax: 202 418-7447
Email: mrowan@fcc.gov

RIN: 3060-AH89

3826. ● IMPLEMENTATION OF 911 ACT

Priority: Economically Significant

Legal Authority: 47 USC 151, 154(i),154(j), 157, 160, 210, 202, 208, 214, 251(e),301, 303, 308; 47 USC 309(j), 310

CFR Citation: 47 CFR 20.3; 47 CFR 20.18; 47 CFR 64.3000-3004

Legal Deadline: None

Abstract: This proceeding is separate from the Commission's proceeding on Enhanced 911 Emergency System in that it is intended to implement provisions of the Wireless Communications and Public Safety Act of 1999 through the promotion of public safety by the deployment of a seamless, nationwide emergency communications infrastructure that includes wireless communications services.

Timetable:

Action	Date	FR Cite
Final Rule	01/25/02	67 FR 3621
Next Action	Undetermined	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local

Agency Contact: David H. Siehl, Staff Attorney, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554
Phone: 202 418-1310
Fax: 202 418-7247
Email: dsiehl@fcc.gov

Susan Kimmel, Attorney-Advisor, Federal Communications Commission, Wireless Bureau, 445 12th Street SW, Washington, DC 20554
Phone: 202 418-1310
Email: skimmel@fcc.gov

RIN: 3060-AH90

Federal Communications Commission (FCC) Wireless Telecommunications Bureau

Completed Actions

3827. REFARMING

Priority: Substantive, Nonsignificant

Legal Authority: 47 USC 154

CFR Citation: 47 CFR 90

Legal Deadline: None

Abstract: Replacement of part 90 by part 88 to revise private land mobile services and modify policies governing these services.

Timetable:

Action	Date	FR Cite
NPRM	11/16/92	57 FR 54034
R&O	07/19/95	60 FR 37152

Action	Date	FR Cite
MO&O	01/15/97	62 FR 2027
Second R&O	04/17/97	62 FR 18834
NPRM	11/27/98	63 FR 65568
Second MO&O	07/06/99	64 FR 36258
Third MO&O	09/16/99	64 FR 50257
Fourth MO&O	09/17/99	64 FR 50466
Fifth MO&O	02/05/01	66 FR 8899
Sixth MO&O	06/18/01	66 FR 32778

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Local

Additional Information: PR Docket No. 92-235

Agency Contact: Michael Wilhelm, Federal Communications Commission, Wireless Telecommunications Bureau, 445 12th Street, SW., Washington, DC 20554

Phone: 202 418-0680
Email: mwilhelm@fcc.gov

RIN: 3060-AF35

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