

the Commission’s rules, reaffirming its commitment to apply for channel *3, and if authorized, to construct the facility.

DATES: Effective November 27, 2023.

FOR FURTHER INFORMATION CONTACT: Joyce Bernstein, Media Bureau, at (202) 418–1647 or *Joyce.Bernstein@fcc.gov*; or Emily Harrison, Media Bureau, at (202) 418–1665 or *Emily.Harrison@fcc.gov*.

SUPPLEMENTARY INFORMATION: The proposed rule was published at 88 FR 57032 on August 22, 2023. The Petitioner filed comments in support of the petition reaffirming its commitment to apply for channel *3. No other comments were received.

The Bureau believes the public interest would be served by allotting channel *3 at Tulare, which has a population of 70,733 and clearly qualifies for community of license status for allotment purposes. As stated in the NPRM, Tulare is known for its agricultural production and is home to the nation’s largest single-site dairy complex. In addition, Petitioner states that Tulare has a mayor and five council members; police, public works, planning, engineering, and community and economic development departments; a library, school district; and numerous businesses and places of worship. In addition, the proposal would result in a first local service to Tulare under the Commission’s second allotment priority. The Petitioner demonstrates, and a staff engineering analysis confirms, that channel *3 can be allotted to Tulare consistent with the minimum geographic spacing requirements for new DTV allotments in section 73.623(d) of the rules. In addition, the allotment point complies with section 73.625(a)(1) of the rules as the entire community of Tulare is encompassed by the 35 dBμ contour.

This is a synopsis of the Commission’s *Report and Order*, MB Docket No. 23–279; RM–11956; DA 23–981, adopted October 16, 2023, and released October 16, 2023. The full text of this document is available for download at <https://www.fcc.gov/edocs>. To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an email to *fcc504@fcc.gov* or call the Consumer & Governmental Affairs Bureau at 202–418–0530 (voice), 202–418–0432 (tty).

This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. In addition, therefore, it does not contain any proposed information collection burden

“for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107–198, *see* 44 U.S.C. 3506(c)(4). Provisions of the Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, do not apply to this proceeding.

The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

List of Subjects in 47 CFR Part 73

Television.
Federal Communications Commission.
Thomas Horan,
Chief of Staff, Media Bureau.

Final Rule

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR part 73 as follows:

PART 73—RADIO BROADCAST SERVICE

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

Authority: 47 U.S.C. 154, 155, 301, 303, 307, 309, 310, 334, 336, 339.

- 2. In § 73.622(j), amend the Table of TV Allotments, under California, by adding an entry for Tulare to read as follows:

§ 73.622 Digital television table of allotments.

Community	Channel No.
* * * *	
(j) * * *	
California	
* * * *	
Tulare	*3
* * * *	

[FR Doc. 2023–23468 Filed 10–25–23; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MB Docket No. 23–281; RM–11958; DA 23–998; FR ID 181232]

Television Broadcasting Services Alamogordo, New Mexico

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Video Division, Media Bureau (Bureau) has before it a Notice of Proposed Rulemaking issued in response to a Petition for Rulemaking filed by Vision Broadcasting Network, Inc. (Petitioner). The Petitioner requests the allotment of reserved noncommercial educational (NCE) channel *4 to Alamogordo, New Mexico (Alamogordo), in the Table of TV Allotments as the community’s first local television service. The Petitioner filed comments in support of the petition, as required by the Commission’s rules (rules), reaffirming its commitment to apply for channel *4 and if authorized, to construct the facility.

DATES: Effective November 27, 2023.

FOR FURTHER INFORMATION CONTACT: Emily Harrison, Media Bureau, at (202) 418–1665 or *Emily.Harrison@fcc.gov*.

SUPPLEMENTARY INFORMATION: The proposed rule was published at 88 FR 58210 on August 25, 2023. The Petitioner filed comments in support of the petition reaffirming its commitment to apply for channel *4. No other comments were received.

The Bureau believes the public interest would be served by allotting channel *4 at Alamogordo, which, as of 2020, has a population of 30,898 and clearly qualifies for community of license status for allotment purposes. Alamogordo is the county seat of Otero County and has its own seat of government consisting of a mayor, six Commissioners, and a city manager, as well as its own police, fire, public works, utility, planning, engineering, and community and economic development departments. Alamogordo also has a library, school district, numerous businesses and places of worship, and its own ZIP Code. The proposal would also result in a first local service to Alamogordo under the Commission’s second allotment priority. The Petitioner demonstrates, and a staff engineering analysis confirms, that channel *4 can be allotted to Alamogordo consistent with the minimum geographic spacing

requirements for new DTV allotments in section 73.623(d) of the rules. In addition, the allotment point complies with section 73.625(a)(1) of the rules as the entire community of Alamogordo is encompassed by the 35 dBμ contour.

This is a synopsis of the Commission's *Report and Order*, MB Docket No. 23–281; RM–11958; DA 23–998, adopted October 20, 2023, and released October 20, 2023. The full text of this document is available for download at <https://www.fcc.gov/edocs>. To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an email to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202–418–0530 (voice), 202–418–0432 (tty).

This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. In addition, therefore, it does not contain any proposed information collection burden “for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107–198, *see* 44 U.S.C. 3506(c)(4). Provisions of the Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, do not apply to this proceeding.

The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

List of Subjects in 47 CFR Part 73

Television.

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Thomas Horan,

Chief of Staff, Media Bureau.

Final Rule

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR part 73 as follows:

PART 73—RADIO BROADCAST SERVICE

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

Authority: 47 U.S.C. 154, 155, 301, 303, 307, 309, 310, 334, 336, 339.

■ 2. In § 73.622(j), amend the Table of TV Allotments, under New Mexico, by adding an entry for Alamogordo to read as follows:

§ 73.622 Digital television table of allotments.

* * * * *
(j) * * *

	Community			Channel No.	
	*	*	*	*	*
New Mexico					
Alamogordo	*	*	*	*	*4
	*	*	*	*	*

[FR Doc. 2023–23663 Filed 10–25–23; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Transportation Security Administration

49 CFR Part 1540

Prohibited Items

AGENCY: Transportation Security Administration, DHS.

ACTION: Interpretive rule.

SUMMARY: The Transportation Security Administration (TSA) is amending its interpretive rule that provides guidance to the public on the types of items that TSA considers to be weapons, explosives, and incendiaries, which are prohibited in airport sterile areas, in the cabins of aircraft, or in passengers’ checked baggage. This document adds a limited type of unpressurized gas cylinders for air guns used in competitive shooting to those items that may be placed in checked baggage but continue to be prohibited in sterile areas and aircraft cabins. This document also provides clarification on prohibited sharp objects and certain self-defense items.

DATES: This rule is effective October 26, 2023.

FOR FURTHER INFORMATION CONTACT: Justin Kear, Requirements Development Branch, Requirements and Capabilities Analysis, Transportation Security Administration, 6595 Springfield Center Drive, Springfield, VA 20598–6016; Telephone (571) 422–7202; email ORCAPIL@tsa.dhs.gov.

SUPPLEMENTARY INFORMATION:

Availability of Rulemaking Document

You can find an electronic copy of this rulemaking using the internet by accessing the Government Publishing Office’s web page at <https://www.govinfo.gov/app/collection/FR/> to view the daily published **Federal Register** edition or accessing the Office of the Federal Register’s web page at <https://www.federalregister.gov>. Copies

are also available by contacting the individual identified in the **FOR FURTHER INFORMATION CONTACT** section.

Statutory and Regulatory Background

TSA is responsible for security in all modes of transportation, including aviation.¹ In addition, TSA is required to screen all passengers and property, including carry-on and checked baggage, and other articles.² Under TSA’s regulation on acceptance and screening of individuals and accessible property, 49 CFR 1540.111(a), an individual (other than law enforcement personnel or other authorized individuals) may not have a weapon, explosive, or incendiary, on or about the individual’s person or accessible property—

(1) When performance has begun of the inspection of the individual’s person or accessible property before entering a sterile area, or before boarding an aircraft for which screening is conducted under this subchapter;

(2) When the individual is entering or in a sterile area; or

(3) When the individual is attempting to board or onboard an aircraft for which screening is conducted under 49 CFR 1544.201, 1546.201, or 1562.23.

Under 49 CFR 1540.111(c), a passenger may not transport the following items in checked baggage: any loaded firearms; any unloaded firearms unless it meets specific packaging requirements and is properly declared; or any unauthorized explosive or incendiary.

Since February 2003, TSA has published a series of interpretive rules that provide guidance to the public on the types of property TSA considers to be weapons, explosives, and incendiaries prohibited on an individual’s person, accessible property, or in checked baggage, as well as items that may be permitted, if they clear TSA’s required screening.³

As noted in the first interpretive rule, neither the prohibited items list nor the permitted items list in this regulatory interpretation contains all possible items.⁴ As a result, items not specifically included on the prohibited items list may be prohibited in a sterile area and the cabin of an aircraft.

¹ See 49 U.S.C. 114(d).

² See 49 U.S.C. 44901(a).

³ See 68 FR 7444 (Feb. 14, 2003) (initial interpretive rule); 68 FR 9902 (Mar. 3, 2003) (technical corrections); 70 FR 9877 (Mar. 1, 2005) (prohibiting lighters); 70 FR 51679 (Aug. 31, 2005) (permitting certain small scissors that persons with ostomies need); 70 FR 72930 (Dec. 8, 2005) (allowing small scissors and small tools); and 72 FR 40262 (July 24, 2007) (new enforcement policy regarding lighters, allowing one lighter).

⁴ 68 FR at 7445.