

EFFECTIVE DATE: These corrections are effective January 6, 2004.

FOR FURTHER INFORMATION CONTACT: Lauren R. Taylor (202) 622-3040 or Christopher J. Wilson (808) 539-2874 (not a toll free number).

SUPPLEMENTARY INFORMATION:

Background

The final regulations that are the subject of these corrections are under section 42 of the Internal Revenue Code.

Need for Correction

As published, the final regulations (TD 9110), contains errors that may prove to be misleading and are in need of clarification.

Correction of Publication

■ Accordingly, the publication of the final regulations (TD 9110), which were the subject of FR Doc. 03-32219, is corrected as follows:

■ 1. On page 502, column 3, in the preamble under the paragraph heading "Special Analyses", line 13, the language "(5 U.S.C. chapter 6) does not apply." Is corrected to read "(5 U.S.C. chapter 6) does not apply. The collection of information contained in this Treasury decision has been previously reviewed and approved by the Office of Management and Budget in accordance with the Paperwork Reduction Act (44 U.S.C. 3507) under control number 1545-1102."

§ 1.42-14 [Corrected]

■ 2. On page 506, column 1, § 1.42-14(l)(2), line 12, the language "subject to the applicable applicability" is corrected to read "subject to the applicable effective".

Cynthia E. Grigsby,

Acting Chief, Publications and Regulations Branch, Legal Processing Division, Associate Chief Counsel, (Procedure and Administration).

[FR Doc. 04-3998 Filed 2-23-04; 8:45 am]

BILLING CODE 4830-01-P

DEPARTMENT OF EDUCATION

34 CFR Part 345

Removal of Regulations

AGENCY: Department of Education.

ACTION: Final regulations.

SUMMARY: The Secretary amends the Code of Federal Regulations (CFR) to remove obsolete regulations. As a result of the enactment of the Assistive Technology Act of 1998, these regulations are no longer needed. The

Secretary therefore takes this action to remove the regulations.

DATES: Part 345 is removed effective March 25, 2004.

FOR FURTHER INFORMATION CONTACT: Sandy M. Jablonski, U.S. Department of Education, room 6C109, FB-6, 400 Maryland Avenue, SW., Washington, DC 20202-2110. Telephone: (202) 401-8300.

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SUPPLEMENTARY INFORMATION: The Department has reviewed its regulations and has identified the regulations removed by this document as obsolete and unnecessary. The regulations removed are 34 CFR part 345 (State Grants Program for Technology-Related Assistance for Individuals with Disabilities).

The regulations being removed are no longer necessary because the statutory authority for the regulations "the Technology-Related Assistance for Individuals with Disabilities Act of 1988—has been superseded by the Assistive Technology Act of 1998, 29 U.S.C. 3001 through 3058.

Waiver of Proposed Rulemaking

In accordance with the Administrative Procedure Act (5 U.S.C. 553), it is the practice of the Secretary to offer interested parties the opportunity to comment on proposed regulations. However, this document merely removes obsolete regulations from the Code of Federal Regulations. Removal of the regulations does not establish or affect substantive policy. Therefore, the Secretary has determined, pursuant to 5 U.S.C. 553(b)(B), that public comment is unnecessary and contrary to the public interest.

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List of Subjects in 34 CFR Part 345

Grant programs-education, Individuals with disabilities, Reporting and recordkeeping requirements, Research.

Dated: February 18, 2004.

Troy R. Justesen,

Acting Deputy Assistant Secretary for Special Education and Rehabilitative Services.

PART 345—STATE GRANTS PROGRAM FOR TECHNOLOGY-RELATED ASSISTANCE FOR INDIVIDUALS WITH DISABILITIES

■ For the reasons stated in the preamble, under the authority at 20 U.S.C. 1221e-3, the Secretary amends title 34 of the Code of Federal Regulations by removing part 345.

[FR Doc. 04-3850 Filed 2-23-04; 8:45 am]

BILLING CODE 4000-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 64

[CC Docket No. 98-67, FCC 03-112; DA 04-347]

Telecommunications Relay Services and Speech-to-Speech Services for Individuals With Hearing and Speech Disabilities

AGENCY: Federal Communications Commission.

ACTION: Final rule; announcement of effective date.

SUMMARY: In this document, the Commission announces that the Office of Management and Budget (OMB) has approved for three years the information collection requirements contained in the *Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities*, Second Report and Order, Order on Reconsideration (*Second Report and Order*). Also, this document includes the effective date of 47 CFR 64.604 (a)(3)(v), (vi) and (viii) that were adopted or modified in the *Second Report and Order*, will become effective February 24, 2004.

DATES: 47 CFR 64.604 (a)(3) and (c)(2) published at 68 FR 50973, August 25, 2003 are effective February 24, 2004.

FOR FURTHER INFORMATION CONTACT: Dana Jackson or Cheryl King, Consumer & Governmental Affairs Bureau, Disability Rights Office at (202) 418-2517 (voice), (202) 418-7898 (TTY).

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's *Public Notice*, DA 04-347, released February 11, 2004 announcing OMB approval for three years the information collection requirements contained in *Second Report and Order*. The information collections were approved by OMB on January 27, 2004. OMB Control Number 3060-1047. The Commission publishes this notice of the effective date of the rules. If you have any comments on these burden estimates, or how we can improve the collection(s) and reduce the burden(s) they cause you, please write to Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street, SW., Washington, DC 20554. Please include the OMB Control Number 3060-1047, in your correspondence. We will also accept your comments regarding the Paperwork Reduction Act aspects of the collection via the Internet, if you send them to Leslie.Smith@fcc.gov or call (202) 418-0217. The *Second Report and Order* also adopted or modified regulations that do not require OMB approval, and states that such regulations become effective 6 months from the date of publication of the *Second Report and Order*, in the **Federal Register**. See *Second Report and Order* at paragraph 27, released June 17, 2003. A summary of the *Second Report and Order* was published in the **Federal Register** at 68 FR 50973, August 25, 2003. However, 47 CFR 64.604 (a) (3), (v), (vi) and (viii) that do not require OMB approval, published at 68 FR 50973, August 25, 2003, will become effective February 24, 2004. A copy of the TRS rules, as amended, will appear after that date on the Commission's website at: <http://www.fcc.gov/cgb/dro/4regs.html>.

To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0531 (voice), (202) 418-7365 (TTY). This *Public Notice* can also be downloaded in Text and ASCII formats at: <http://www.fcc.gov/cgb/dro>.

Synopsis

As required by the Paperwork Reduction Act of 1995 (44 U.S.C. 3507), the FCC is notifying the public that it received approval from OMB on January 27, 2004, for the collection(s) of information contained in the

Commission's new voluntary and mandatory reporting requirements in 47 CFR 64.604 (a) (3) and (c) (2). The OMB Control Number is 3060-1047. The annual reporting burden for the collection(s) of information, including the time for gathering and maintaining the collection of information, is estimated to be: 352 respondents, and average of 5.311 hours per response per annum, for a total hour burden of 1,366 hours, and no annual cost. Under 5 CFR 1320, an agency may not conduct or sponsor a collection of information unless it displays a current valid OMB Control Number.

No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid OMB Control Number.

The foregoing notice is required by the Paperwork Reduction Act of 1995, Public Law 104-13, October 1, 1995, 44 U.S.C. 3507.

Federal Communications Commission.

Marlene H. Dortch,
Secretary.

[FR Doc. 04-4086 Filed 2-23-04; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 04-265, MM Docket No. 00-133, RM-9895]

Digital Television Broadcast Service; Portland, ME

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of HMW, Inc., substitutes DTV channel 43 for DTV channel 4 at Portland, Maine. See 67 FR 9646, March 4, 2002. DTV channel 43 can be allotted to Portland, Maine, in compliance with the principal community coverage requirements of Section 73.625(a) at reference coordinates 43-51-06 N. and 70-19-40 W. with a power of 750, HAAT of 265 meters and with a DTV service population of 670 thousand. Since the community of Portland is located within 400 kilometers of the U.S.-Canadian border, concurrence from the Canadian government was obtained for this allotment. With this action, this proceeding is terminated.

DATES: Effective March 29, 2004.

FOR FURTHER INFORMATION CONTACT: Pam Blumenthal, Media Bureau, (202) 418-1600.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 00-133, adopted February 3, 2004, and released February 11, 2004. The full text of this document is available for public inspection and copying during regular business hours in the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC. This document may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail qualexint@aol.com.

List of Subjects in 47 CFR Part 73

Digital television broadcasting, Television.

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

PART 73—[AMENDED]

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

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

§ 73.622 [Amended]

■ 2. Section 73.622(b), the Table of Digital Television Allotments under Maine, is amended by removing DTV channel 4 and adding DTV channel 43 at Portland.

Federal Communications Commission.

Barbara A. Kreisman,

Chief, Video Division, Media Bureau.

[FR Doc. 04-3964 Filed 2-23-04; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 04-264, MB Docket No. 03-193, RM-10768]

Digital Television Broadcast Service; Hobbs, NM

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Eastern New Mexico University, allots DTV channel *47 to Hobbs, New Mexico, as the community's first noncommercial television allotment. See 68 FR 54408,