

number of the contractor who prepared the RMP (if any);

\* \* \* \* \*

(20) As of June 21, 2004, the type of and reason for any changes being made to a previously submitted RMP; the types of changes to RMP are categorized as follows:

(i) Updates and re-submissions required under § 68.190(b);

(ii) Corrections under § 68.195 or for purposes of correcting minor clerical errors, updating administrative information, providing missing data elements or reflecting facility ownership changes, and which do not require an update and re-submission as specified in § 68.190(b);

(iii) De-registrations required under § 68.190(c); and

(iv) Withdrawals of an RMP for any facility that was erroneously considered subject to this part 68.

■ 7. Section 68.190 is amended to revise paragraphs (a), (b)(1) and (c) to read as follows:

#### § 68.190 Updates.

(a) The owner or operator shall review and update the RMP as specified in paragraph (b) of this section and submit it in the method and format to the central point specified by EPA as of the date of submission.

(b) \* \* \*

(1) At least once every five years from the date of its initial submission or most recent update required by paragraphs (b)(2) through (b)(7) of this section, whichever is later. For purposes of determining the date of initial submissions, RMPs submitted before June 21, 1999 are considered to have been submitted on that date.

\* \* \* \* \*

(c) If a stationary source is no longer subject to this part, the owner or operator shall submit a de-registration to EPA within six months indicating that the stationary source is no longer covered.

■ 8. Section 68.195 is added to subpart G to read as follows:

#### § 68.195 Required corrections.

The owner or operator of a stationary source for which a RMP was submitted shall correct the RMP as follows:

(a) New accident history information—For any accidental release meeting the five-year accident history reporting criteria of § 68.42 and occurring after April 9, 2004, the owner or operator shall submit the data required under §§ 68.168, 68.170(j), and 68.175(l) with respect to that accident within six months of the release or by the time the RMP is updated under § 68.190, whichever is earlier.

(b) Emergency contact information—Beginning June 21, 2004, within one month of any change in the emergency contact information required under § 68.160(b)(6), the owner or operator shall submit a correction of that information.

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 2

[DA 04-687]

#### Non-Substantive Revision to the Table of Frequency Allocation

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document revises the Commission's Table of Frequency Allocations. Specifically, it reinstates a revised version of footnote US269. The reinstated footnote serves a valuable informational purpose in that it will alert the public as to the locations of radio astronomy observatories and will provide contact information so that reasonable steps may be taken to protect these observatories from harmful interference.

**DATES:** Effective April 9, 2004.

**FOR FURTHER INFORMATION CONTACT:** Tom Mooring, Office of Engineering and Technology, (202) 418-2450.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Order*, DA 04-687, adopted March 15, 2004, and released March 16, 2004. The full text of this document is available on the Commission's Internet site at [www.fcc.gov](http://www.fcc.gov). It is also available for inspection and copying during regular business hours in the FCC Reference Center (Room CY-A257), 445 12th Street, SW., Washington, DC 20554. The full text of this document also may be purchased from the Commission's duplication contractor, Qualex International, Portals II, 445 12th St., SW., Room CY-B402, Washington, DC 20554; telephone (202) 863-2893; fax (202) 863-2898; e-mail [qualexin@aol.com](mailto:qualexin@aol.com).

#### Summary of the Order

1. On November 4, 2003, the Commission released a Report and Order in ET Docket No. 02-305, FCC 03-269, 68 FR 74322, December 23, 2003, that removed in its entirety footnote US269 from the Table of Frequency Allocations in the

Commission's rules (47 CFR 2.106, footnote US269). The National Telecommunications and Information Administration (NTIA) of the U.S. Department of Commerce requested, in a letter dated March 12, 2004, that we reinstate a revised version of footnote US269 in the Commission's rules. We agree with NTIA that reinstatement of the footnote, as amended, serves a valuable informational purpose; that is, the footnote would alert the public as to the locations of radio astronomy observatories that observe in the band 2655-2690 MHz on a secondary basis and would provide contact information so that reasonable steps may be taken to protect these observatories from harmful interference.

2. Consequently, footnote US269 is added to the United States Table of Frequency Allocations for the band 2655-2690 MHz, as described in the rules. This change is informational, and not substantive, in nature.

3. Pursuant to sections 0.31 and 0.241 of the Commission's rules on delegated authority, 47 CFR 0.31 and 0.241, footnote US269 is added to the Table of Frequency Allocations, 47 CFR 2.106, as stated in the Order, effective April 9, 2004.

#### List of Subjects in 47 CFR Part 2

Radio.

Federal Communications Commission.

**William F. Caton,**

*Deputy Secretary.*

#### Rule Changes

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR part 2 as follows:

### PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

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

**Authority:** 47 U.S.C. 154, 302a, 303, and 336, unless otherwise noted.

■ 2. Section 2.106, the Table of Frequency Allocations, is amended as follows:

■ a. Revise page 53.

■ b. In the list of United States (US) Footnotes, add footnote US269.

The revisions and additions read as follows:

#### § 2.106 Table of Frequency Allocations.

\* \* \* \* \*

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2655-3700 MHz (UHF/SHF)			United States Table		FCC Rule Part(s)
International Table			Federal Government	Non-Federal Government	
Region 1	Region 2	Region 3			
2655-2670 FIXED 5.409 5.410 5.411 MOBILE except aeronautical mobile 5.384A BROADCASTING SATELLITE 5.413 5.416 Earth exploration-satellite (passive) Radio astronomy Space research (passive)	2655-2670 FIXED 5.409 5.411 FIXED-SATELLITE (Earth-to-space) 5.415 MOBILE except aeronautical mobile 5.384A BROADCASTING- SATELLITE 5.413 5.416 Earth exploration-satellite (passive) Radio astronomy Space research (passive)	2655-2670 FIXED 5.409 5.411 FIXED-SATELLITE (Earth-to-space) 5.415 MOBILE except aeronautical mobile 5.384A BROADCASTING- SATELLITE 5.413 5.416 Earth exploration-satellite (passive) Radio astronomy Space research (passive)	2655-2690 Earth exploration-satellite (passive) Radio astronomy US269 Space research (passive)	2655-2690 FIXED US205 MOBILE except aeronautical mobile Earth exploration-satellite (passive) Radio astronomy Space research (passive)	Domestic Public Fixed (21) Instructional TV Fixed (74)
5.149 5.412 5.420	5.149 5.420	5.149 5.420			
2670-2690 FIXED 5.409 5.410 5.411 MOBILE except aeronautical mobile 5.384A MOBILE-SATELLITE (Earth-to-space) Earth exploration-satellite (passive) Radio astronomy Space research (passive)	2670-2690 FIXED 5.409 5.411 FIXED-SATELLITE (Earth-to-space) (space-to-Earth) 5.415 MOBILE except aeronautical mobile 5.384A MOBILE-SATELLITE (Earth-to-space) Earth exploration-satellite (passive) Radio astronomy Space research (passive)	2670-2690 FIXED 5.409 5.411 FIXED-SATELLITE (Earth-to-space) 5.415 MOBILE except aeronautical mobile 5.384A MOBILE-SATELLITE (Earth-to-space) Earth exploration-satellite (passive) Radio astronomy Space research (passive)			
5.149 5.419 5.420	5.149 5.419 5.420	5.149 5.419 5.420 5.420A	US205	US269	
2690-2700 EARTH EXPLORATION-SATELLITE (passive) RADIO ASTRONOMY SPACE RESEARCH (passive)			2690-2700 EARTH EXPLORATION-SATELLITE (passive) RADIO ASTRONOMY US74 SPACE RESEARCH (passive)		
5.340 5.421 5.422			US246		
2700-2900 AERONAUTICAL RADIONAVIGATION Radiolocation	2700-2900 AERONAUTICAL RADIONAVIGATION 5.337		2700-2900 AERONAUTICAL RADIO- NAVIGATION 5.337 METEOROLOGICAL AIDS Radiolocation G2	2700-2900	
5.423 5.424			5.423 US18 G15	5.423 US18	

UNITED STATES (US) FOOTNOTES  
\* \* \* \* \*

US269 In the band 2655–2690 MHz, radio astronomy observations are performed at the locations listed in

US311. Licensees are urged to coordinate their systems through the Electromagnetic Spectrum Management Unit, Division of Astronomical Sciences, National Science Foundation,

Room 1030, 4201 Wilson Blvd., Arlington, VA 2230.

\* \* \* \* \*

[FR Doc. 04–8050 Filed 4–8–04; 8:45 am]

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