

service providers. The Commission believes that the mobility feature will enhance the marketability and usefulness of IVDS and ensure that the IVDS spectrum will be fully utilized, without impairing the purpose of the service.

2. The Commission proposes to amend Section 95.803(b) of the rules to permit IVDS licensees to provide ancillary mobile services to fixed service subscribers within their service area. This change in the rule would allow transmissions from a cell transmitter station (CTS) to a fixed or mobile response transmitter unit (RTU) and vice versa at any location within the service area. The primary use of the IVDS system, however, must be to provide subscribers at fixed locations with the capability to interact with video, data, or other service providers. The offering to subscribers of mobile service only, such as paging or dispatch services, would not be permitted. As suggested by EON, we propose to limit the ERP of RTUs designed to operate as portables to 100 milliwatts.

3. The Commission seeks specific comments concerning the proposed rule amendments, power limitations, and whether restrictions should be placed on the types of ancillary mobile services that IVDS licensees would be permitted to offer.

4. Initial Regulatory Flexibility Analysis

#### Reason for Action

The Commission proposes to amend Part 95 of its rules to allow ancillary portable operation in the Interactive Video and Data Service (IVDS). This change will allow IVDS licensees to provide new and innovative communication services and promote more efficient and flexible use of IVDS spectrum.

#### Objectives

The proposed rules will encourage rapid deployment and growth of IVDS systems and enhance telecommunications offerings for consumers, producers and new entrants.

#### Legal Basis

The proposed action is authorized under Sections 4(i), 303(r) and 307(c) of the Communications Act, 47 U.S.C. §§ 154(i), 303(r) and 307(c).

#### Report, Recordkeeping and Other Compliance Requirements

None.

#### Federal Rules Which Overlap, Duplicate or Conflict With These Rules

None.

#### Description, Potential Impact, and Small Entities Involved

The proposed rule change would benefit IVDS licensees by allowing them to provide new services. Most IVDS licensees are expected to be small entities.

#### Any Significant Alternatives Minimizing the Impact on Small Entities Consistent with the Stated Objectives

None.

#### List of Subjects in 47 CFR Part 95

Interactive video and data service (IVDS), Radio.

Federal Communications Commission.

**LaVera F. Marshall,**

*Acting Secretary.*

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#### 47 CFR Part 97

[PR Docket No. 93-267; FCC 95-165]

#### Temporary Operating Authority for New Amateur Operators

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule; withdrawal.

**SUMMARY:** This action withdraws the proposal published at 58 FR 59701, November 10, 1993 to amend the Commission's Rules to provide temporary operating authority to a person who passes the examination for a new amateur operator license and terminates the proceeding. The implementation of the electronic filing of applications in the amateur service has made the proposed temporary operating authority unnecessary.

**FOR FURTHER INFORMATION CONTACT:** Maurice J. DePont, Federal Communications Commission, Wireless Telecommunications Bureau, Washington DC 20554, (202) 418-0690. **SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Memorandum Opinion and Order* adopted April 19, 1995, and released May 2, 1995. The complete text of this Commission action is available for inspection and copying during normal business hours in the FCC Reference Center (Room 230), 1919 M Street, NW., Washington, DC. The complete text of this *Memorandum Opinion and Order* may also be ordered from the Commission's copy contractor, International Transcription Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, telephone (202) 857-3800.

#### Summary of Memorandum Opinion and Order

1. The commenters generally opposed the concept of a temporary operating authority for new amateur operators because they feared that it would be abused by persons who would fabricate false call signs and operate without any license.

2. Subsequent to the issuance of the proposal in this proceeding, the amateur service rules were amended to permit electronic filing of applications by the volunteer-examiner coordinators. This recent development has made the proposed temporary operating authority unnecessary. Hence, the proposal is withdrawn and the proceeding is terminated.

3. This *Memorandum Opinion and Order* is issued pursuant to the authority contained in 47 U.S.C. 154(i).

#### List of Subjects in 47 CFR Part 97

Radio, Temporary operating authority.

Federal Communications Commission.

**LaVera F. Marshall,**

*Acting Secretary.*

[FR Doc. 95-11622 Filed 5-10-95; 8:45 am]

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#### DEPARTMENT OF COMMERCE

#### National Oceanic and Atmospheric Administration

#### 50 CFR Parts 649, 650, and 651

[I.D. 050395A]

#### New England Fishery Management Council; Meeting

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Public meeting.

**SUMMARY:** The New England Fishery Management Council (Council) will hold a 2-day public meeting to consider actions affecting New England fisheries in the exclusive economic zone.

**DATES:** The meeting will begin on Wednesday, May 17, 1995, at 10 a.m. and on Thursday, May 18, 1995, at 8:30 a.m.

**ADDRESSES:** The meeting will be held at the Sheraton Inn, Route 6, Eastham, MA 02642; telephone: (508) 255-5000 or (800) 533-3986. Requests for special accommodations should be addressed to the New England Fishery Management Council, 5 Broadway, Saugus, MA 01906-1097; telephone: (617) 231-0422.

**FOR FURTHER INFORMATION CONTACT:** Douglas G. Marshall, (617) 231-0422.