

PART 73—[AMENDED]

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

Authority: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Missouri, is amended by adding Bismarck, Channel 258C3.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-11818 Filed 5-12-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 92-202; RM-8051]

Radio Broadcasting Services; Newberry Springs, CA

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 279A to Newberry Springs, California, as that community's first local aural transmission service, in response to a petition for rule making filed on behalf of Hills Broadcasting. See 57 F 41719, September 11, 1992. Coordinates used for Channel 279A at Newberry Springs are 34-49-42 and 116-41-12. As Newberry Springs is located within 320 kilometers (199 miles) of the United States-Mexico border, concurrence of the Mexican government in this proposal was obtained. With this action, the proceeding is terminated.

DATES: Effective June 23, 1995. The window period for filing applications for Channel 279A at Newberry Springs, California, will open on June 23, 1995, and close on July 24, 1995.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 418-2180. Questions related to the window application filing process for Channel 279A at Newberry Springs should be addressed to the Audio Services Division, FM Branch, (202) 418-2700.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 92-202, adopted May 1, 1995, and released May 9, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW, Washington, D.C. The complete text of this decision may also be purchased

from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, located at 1919 M Street, NW, Room 246, or 2100 M Street, NW, Suite 140, Washington, D.C. 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

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: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under California, is amended by adding Newberry Springs, Channel 279A.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-11819 Filed 5-12-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 93-274; RM-8372]

Radio Broadcasting Services; Ely, NV

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Keith E. Lamonica, allots Channel 243A to Ely, NV, as the community's third local FM service. See 58 FR 63319, December 1, 1993.

Channel 243A can be allotted to Ely in compliance with the Commission's minimum distance separation requirements without the imposition of a site restriction, at coordinates North Latitude 39-14-51 and West Longitude 114-53-16. With this action, this proceeding is terminated.

DATES: Effective June 23, 1995. The window period for filing applications will open on June 23, 1995, and close on July 24, 1995.

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 93-274, adopted May 1, 1995, and released May 9, 1995. The full text of this Commission decision is available for

inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW, Washington, D.C. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW, Suite 140, Washington, D.C. 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

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: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Nevada, is amended by adding Ely, Channel 243A.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-11820 Filed 5-12-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 94-135; RM-8541]

Radio Broadcasting Services; Atkins, AR

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots FM Channel 257A to Atkins, Arkansas, as that community's first local aural transmission service, in response to a petition for rule making filed on behalf of Atkins Broadcasting. See 59 FR 60947, November 29, 1994. Coordinates used for Channel 257A at Atkins are North Latitude 35-14-49 and West Longitude 92-52-53. With this action, the proceeding is terminated.

DATES: Effective June 23, 1995. The window period for filing applications on Channel 257A at Atkins, Arkansas, will open on June 23, 1995, and close on July 24, 1995.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 418-2180. Questions related to the window application filing process for Channel 257A at Atkins, Arkansas, should be addressed to the Audio Services Division, FM Branch, (202) 418-2700.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 94-135, adopted May 3, 1995, and released May 9, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW, Washington, D.C. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, located at 1919 M Street, NW, Room 246, or 2100 M Street, NW, Suite 140, Washington, D.C. 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

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: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Arkansas, is amended by adding Atkins, Channel 257A.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-11821 Filed 5-12-95; 8:45 am]

BILLING CODE 6712-01-F

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 652

[Docket No. 950126030-5131-02; I.D. 111794A]

Atlantic Surf Clam and Ocean Quahog Fisheries; 1995 Final Fishing Quotas

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

ACTION: Final 1995 fishing quotas for surf clams and ocean quahogs.

SUMMARY: NMFS issues these final quotas for the Atlantic surf clam and ocean quahog fisheries for 1995. These quotas were selected from a range defined as optimum yield (OY) for each fishery. The intent of this action is to establish allowable harvests of surf

clams and ocean quahogs from the exclusive economic zone in 1995.

EFFECTIVE DATE: January 1, 1995 to December 31, 1995.

ADDRESSES: Copies of the Mid-Atlantic Fishery Management Council's analysis and recommendations are available from David R. Keifer, Executive Director, Mid-Atlantic Fishery Management Council, Room 2115, Federal Building, 300 South New Street, Dover, DE 19901-6790. Copies of the Report of the 19th Northeast Regional Stock Assessment Workshop (19th SAW Report) are available from Helen Mustafa, NMFS, Woods Hole Laboratory, 166 Water Street, Woods Hole, MA 02543-1097.

FOR FURTHER INFORMATION CONTACT: Myles Raizin (Resource Policy Analyst) 508-281-9104.

SUPPLEMENTARY INFORMATION: The Fishery Management Plan for the Atlantic Surf Clam and Ocean Quahog Fisheries (FMP) directs NMFS, in consultation with the Mid-Atlantic Fishery Management Council (Council), to specify quotas for surf clams and ocean quahogs on an annual basis from an established range of values to represent the OY for each fishery. It is the policy of the Council that the levels selected will allow fishing to continue at that level for at least 10 years for surf clams and 30 years for ocean quahogs. In addition to this constraint, the quotas are set at a level that meets the estimated annual demand.

For surf clams, the quota must fall within the OY range of 1.85 million bushels (652 thousand hectoliters (hL)) and 3.4 million bushels (1.2 million hL). For ocean quahogs, the quota must fall within the OY range of 4 million bushels (1.4 million hL) to 6 million bushels (2.1 million hL). These ranges are specified in 50 CFR 652.21 (a) and (b) of the regulations.

Final fishing quotas for the 1995 fishing year are: Surf clams—2.565 million bushels (90.4 thousand kiloliters (kL)); ocean quahogs—4.9 million bushels (172.7 thousand kL). NMFS has considered all comments and has determined that these are the appropriate quotas, in accordance with § 652.21(a)(3) of the regulations. These quotas are identical to those recommended by the Council and published as proposed on February 6, 1995 (60 FR 6977). The public comment period ended on March 6, 1995.

The 19th Stock Assessment Workshop (SAW) Report was not available to the Council when the Council voted on the proposed quotas for surf clams and ocean quahogs. That report declared that both the surf clam and ocean

quahog fisheries were fully exploited and at medium levels of biomass. The report also suggested that the surf clam quota be reduced by 16 percent and the ocean quahog quota be reduced by approximately 18 percent from quota levels set for 1994. This reduction was necessary to accomplish a 50-percent probability of achieving the Council's supply-year goals. However, despite the updated management advice, the Council did not revise its earlier recommendation of a 10-percent reduction in the surf clam quota and a 12.5-percent reduction in the ocean quahog quota.

The quota-setting process for these fisheries relies upon a high degree of public participation. Early in the process, the industry was invited to attend meetings and discussions where NMFS scientists presented survey results and other data on the status of the fishery. The industry was given many opportunities to testify or comment on the Council's proposals, and written comments were submitted during the open comment period provided after proposed quotas were published in the **Federal Register**.

The 1995 surf clam and ocean quahog specifications are based on the 1992 surf clam abundance survey, as reported in the 1993 stock assessment report. Reliance on the 1992 survey is based on two factors. First, the 19th SAW report and the 1994 abundance survey it contains were not available for the Council to analyze before the Council voted initially on proposed specifications for surf clams and ocean quahogs for 1995. Second, the NMFS scientists reported that the 1994 surf clam abundance survey was a statistical anomaly and raised serious biological questions when compared with the survey data from prior years. The Director, Northeast Region, NMFS (Regional Director) agreed and decided that utilization of the 1994 survey information was not prudent at this time. NMFS has accepted comments based on the 1994 survey, however, and will consider these comments when the 1994 survey data is reexamined. In determining the final quota amounts, NMFS considered the recommendations of the Council, the findings of the 19th SAW Report, and concerns regarding the impact on the public and the resource. The 19th SAW Report recommended that the 1995 quota be set even lower than the Council's proposed specifications. However, the Council's specifications remain within the range of estimated supply years. Therefore, NMFS has concluded that the Council's recommendation remains sufficiently