in Commission Rules. *See generally* 47 CFR §§ 1.1202, 1.1203, and 1.1206(a).

C. Initial Paperwork Reduction Act of 1995 Analysis

78. This *Notice* contains either a proposed or modified information collection. As part of its continuing effort to reduce paperwork burdens, the Commission invites the general public and the Office of Management and Budget (''OMB'') to take this opportunity to comment on the information collections contained in this *Notice* as required by the Paperwork Reduction Act of 1995, Pub. L. No. 104–13. Public and agency comments are due at the same time as other comments on this *Notice*; OMB comments are due 60 days from the date of publication of this *Notice* in the Federal Register. Comments should address: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimates; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

D. Comment Dates

79. Pursuant to applicable procedures set forth in Sections 1.415 and 1.419 of the Commission's Rules, 47 CFR §§ 1.415 and 1.419, interested parties may file comments on or before April 15, 1996 and reply comments on or before April 25, 1996. To file formally in this proceeding you must file an original and four copies of all comments and supporting comments. If you want each Commissioner to receive a personal copy of your comments, you must file an original plus nine copies. You should send your comments to Office of the Secretary, Federal Communications Commission, 1919 M Street, N.W., Washington, D.C. 20554. Comments will be available for public inspection during regular business hours in the Reference Center of the Federal Communications Commission, 1919 M Street, N.W., Room 239, Washington, D.C. 20554.

80. Written comments by the public on the proposed and/or modified information collections are due on or before April 15, 1996. Written comments must be submitted by the Office of Management and Budget on the proposed and/or modified information collections on or before 60 days after the date of publication in the Federal Register. In addition to filing comments with the Secretary, a copy of any comments on the information collections contained herein should be submitted to Dorothy Conway, Federal Communications Commission, Room 234, 1919 M Street, N.W., Washington, D.C. 20554, or via the Internet to dconway@fcc.gov and to Timothy Fain, OMB Desk Officer, 10236 NEOB, 725 17th Street, N.W., Washington, D.C. 20503 or via the Internet to fain—t@al.eop.gov.

E. Contact Persons

81. For further information concerning this proceeding, contact Mark Bollinger at 418–0660 (Auctions Division, Wireless Telecommunications Bureau).

IV. Ordering Clauses

82. Accordingly, it is ordered that, pursuant to Sections 1, 4(i), 4(j), 7, 303(r), 308(b), and 309(j) of the Communications Act of 1934, as amended, 47 U.S.C. 151, 154(i), 154(j), 157, 303(r), 308(b), and 309(j), notice is hereby given of the proposed amendments to Parts 20 and 24 of the Commission's Rules, 47 CFR Parts 20 and 24, in accordance with the proposals in this Notice of Proposed Rule Making, and that COMMENT IS SOUGHT regarding such proposals.

83. It is further ordered that the Secretary shall send a copy of this Notice of Proposed Rule Making, including the Initial Regulatory Flexibility Analysis, to the Chief Counsel for Advocacy of the Small Business Administration in accordance with paragraph 603(a) of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*

List of Subjects

47 CFR Part 20

Commercial mobile radio services, Cellular/PCS cross-ownership.

47 CFR Part 24

Broadband personal communications services.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 96–7315 Filed 3–25–96; 8:45 am]

BILLING CODE 6712–01–P

DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

49 CFR Part 195

[Docket PS–140(c), Notice 5]

RIN 2137–AC34

Areas Unusually Sensitive to Environmental Damage

AGENCY: Research and Special Programs Administration (RSPA), DOT.

ACTION: Public workshop.

SUMMARY: RSPA invites industry, government agencies, and the public to the fourth workshop on unusually sensitive areas (USAs). The purpose of this workshop is to openly discuss the terms to be used in describing USAs, and the scope and objectives of the additional USA workshops. This workshop is a continuation of the USA workshops held June 15–16, 1995; October 17, 1995; and January 18, 1996.

DATES: The workshop will be held on April 10–11, 1996 from 8:30 a.m. to 4:00 p.m. Persons who are unable to attend may submit written comments in duplicate by May 28, 1996. However, persons submitting comments to be considered at the April 10–11 workshop must do so by April 3, 1996. Interested persons should submit as part of their written comments all material that is relevant to a statement of fact or argument. Late filed comments will be considered so far as practicable.

ADDRESSES: The workshop will be held at the U.S. DOT, Nassif Building, 400 Seventh Street SW., Room 8236–40, Washington, DC. Non-federal employee visitors are admitted into the DOT building through the southwest entrance at Seventh and E Streets, SW. Persons who want to participate in the workshop should call (202) 366–2392 or e-mail their name, affiliation, and phone number to samesc@rspa.dot.gov before close of business April 3, 1996.

Send written comments in duplicate to the Dockets Unit, Room 8421, RSPA, U.S. DOT, 400 Seventh Street SW., Washington, DC 20590–0001. Identify the docket and notice numbers stated in the heading of this notice.

All comments and docketed materials will be available for inspection and copying in Room 8421 between 8:30 a.m. and 4:30 p.m. each business day. A summary of the workshop will be available from the Dockets Unit about three weeks after the workshop.

FOR FURTHER INFORMATION CONTACT: Christina Sames, (202) 366–4561, about this document, or the Dockets Unit,

(202) 366–5046, for copies of this document or other material in the docket.

SUPPLEMENTARY INFORMATION: The pipeline safety laws (49 U.S.C. § 60109) require the Secretary of Transportation to prescribe regulations that establish criteria for identifying each hazardous liquid pipeline facility and gathering line, whether otherwise subject to 49 U.S.C. Chapter 601, located in an area that the Secretary, in consultation with the Environmental Protection Agency (EPA), describes as unusually sensitive to environmental damage if there is a hazardous liquid pipeline accident.

Consistent with the President's regulatory policy (E.O. 12866), RSPA wants to accomplish this congressional mandate at the least cost to society. Toward this end, RSPA is seeking early public participation in the rulemaking process by holding public workshops at which participants, including RSPA staff, may exchange views on relevant issues. RSPA hopes these workshops will enable government and industry to reach a better understanding of the problem and the potential solutions before proposed rules are issued.

On June 15 and 16, 1995, RSPA held the first public workshop to openly discuss the criteria being considered to determine USAs (60 FR 27948; May 26, 1995). Participants included representatives from the hazardous liquid pipeline industry; the Departments of Interior, Agriculture, Transportation, and Commerce; EPA; non-government agencies; and the public. Participants requested that additional workshops be held to further discuss this complex topic .

On October 17, 1995, RSPA held a second public workshop that focused on developing a process that could be used to determine if an area is a USA (60 FR 44824; August 29, 1995). Participants asked that the process include a series of workshops on topics such as guiding principles, the definition of terms that may be used when referring to USAs, drinking water source protection, biological resources, and human use resources.

The American Petroleum Institute (API) provided information on its current USA research and suggested that any final definition consider the resource to be protected, the likelihood of a given pipeline impacting that resource, and what can be done to reduce the risk to the resource. Other participants suggested integrating factors on the likelihood of a rupture occurring and the severity of the consequence into the USA definition. Participants also brainstormed guiding principles that could be used when determining if a given area is a USA.

RSPA held a third workshop on January 18, 1996, to further discuss the guiding principles for determining USAs (61 FR 342; January 4, 1996). The primary concerns voiced in this workshop were that drinking water resources and significant ecological resources be considered USA but that economic or recreational areas not be intrinsically considered USAs. A secondary concern voiced by the participants was the need to consider cultural resources as USAs.

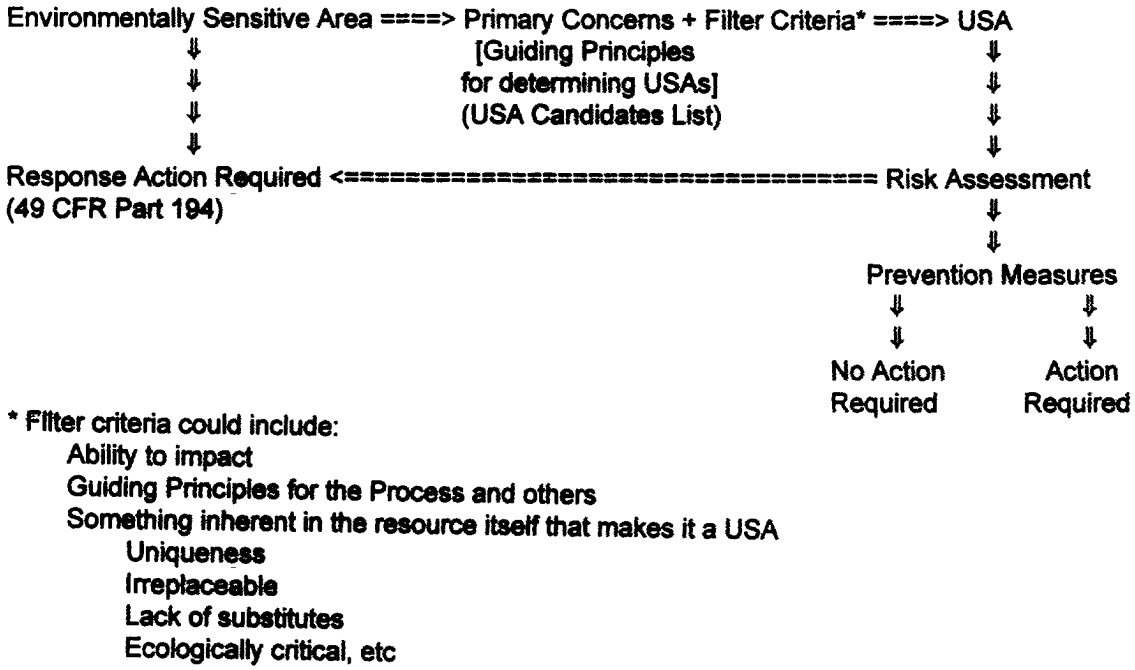
Indian tribal concerns were also identified and participants requested that additional research be conducted in this area.

Participants at the workshop also discussed the following guiding principles for the USA identification process and asked that the following be considered:

1. A functional definition of significance must be developed to determine USAs.
2. Human health and safety.
3. Serious threat of contamination.
4. Only areas in the trajectory of a potential spill, e.g. down gradient.
5. Not all areas identified as USAs will require preventative measures but all candidates for USAs will require protection through response planning under 49 CFR part 194. The process should clarify how sensitive areas are protected under the Pipeline Safety Act separate and apart from protection under the 49 CFR part 194.
6. Operators that have voluntarily taken measures that exceed the regulatory requirements to minimize the potential for spills in their operations should receive credit for these measures in other rulemakings, thereby resulting in exemptions from these additional rulemakings.
7. It is expected that no pipeline operator will be required to collect natural field resource data to determine USAs.
8. USAs should be subject to a systematic review process. USAs may change through time as species migrate, change location or for other reasons. The USA definition should be explicit and practical in application.
9. All phases of the USA definition process should be pilot tested for validity, practicality, and workability, to the extent practical.
10. The government agencies must describe and identify USAs so that the data will not be subject to various interpretations and will be applied consistently. The standards and criteria for resource sensitivity should be uniform on a national basis such that equivalent resources receive equivalent sensitivity assessments regardless of regionally based response priorities.
11. Sources of USA data must be readily available to the public and uniform in criteria and standards. The standards and criteria for resource sensitivity should be uniform on a national basis such that equivalent resources receive equivalent sensitivity assessments regardless of regionally based priorities.

The following diagram was created to display how the process could work:

BILLING CODE 4910–60–P



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Finally, participants brain stormed and identified the USA terms that they thought needed to be clarified. The following list is the result of that discussion. The workshop on April 10 will focus on the criteria, components, and parameters of these terms. This list is not final and RSPA invites comments on these terms and submissions of additional terms. This list and any additional terms that are submitted to the docket before April 3 will be considered at the April 10 workshop:

1. Serious threat
2. Contamination
3. Significant
4. Ecological
5. Economic areas
6. Recreational areas
7. Cultural areas
8. Readily available
9. Uniform

The workshop on April 11 will focus on the scope and objectives of the additional USA workshops on drinking water sources, ecological resources, cultural resources, and Indian tribal concerns. RSPA invites comments on the scope and objectives of these additional workshops. Items that are submitted to the docket before April 3 will be considered at the April 11 workshop.

Persons interested in receiving a transcript of the first or third workshop, the summary of the second workshop, material presented at the workshops, or comments submitted to the docket should contact the Dockets Unit at (202) 366–5046 and reference docket PS–140, PS–140(b), and PS–140(c).

Issued in Washington, DC on March 21, 1996.

Richard B. Felder,

Associate Administrator for Pipeline Safety.

[FR Doc. 96–7295 Filed 3–25–96; 8:45 am]

BILLING CODE 4910–60–P

Surface Transportation Board

49 CFR Part 1039

[Ex Parte No. 346 (Sub-No. 8)]

Exemption From Regulation—Boxcar Traffic

AGENCY: Surface Transportation Board.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: The Surface Transportation Board (the Board) is proposing to eliminate an obsolete regulation pertaining to recyclable rates.

DATES: Comments are due on April 25, 1996.

ADDRESSES: Send comments (an original and 10 copies) referring to Ex Parte No. 346 (Sub-No. 8) to: Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue NW., Washington, DC 20423.

FOR FURTHER INFORMATION CONTACT: Beryl Gordon, (202) 927–5610. [TDD for the hearing impaired: (202) 927–5721.]

SUPPLEMENTARY INFORMATION: Effective January 1, 1996, the ICC Termination Act of 1995, Pub. L. No. 104–88, 109 Stat. 803 (ICCTA) abolished the Interstate Commerce Commission (ICC) and established the Board. Section 204 of the ICCTA provides that ''[t]he Board shall promptly rescind all regulations established by the [ICC] that are based on provisions of law repealed and not substantively reenacted by this Act.'' In *Removal of Obsolete Recyclables Regulations*, 1 S.T.B. 7 (1996) (*Obsolete Regulations*), the Board removed, *inter alia*, obsolete recyclable regulations at 49 CFR 1134, pertaining to discrimination against recyclables, and at 49 CFR 1145, concerning rail rates on recyclables, because Congress repealed former 49 U.S.C. 10710 and 10731, the statutory bases for these regulations. We stated that we would separately consider the disposition of 49 CFR 1039.14(b)(5), which excludes rates on nonferrous recyclable commodities from the boxcar exemption.

In *Exemption from Regulation —Boxcar Traffic*, 367 I.C.C. 424 (1983), the ICC exempted the rail transportation of all commodities transported in boxcars from rate and certain car hire regulations. The ICC, however, excluded nonferrous recyclables from this exemption ''only because Congress itself has singled them out for the application of special standards.'' 367 I.C.C. at 440. The ICC noted the reference to recyclable rates at former 49 U.S.C. 10731(e).

Although the statutory basis given by the agency for excluding recyclable commodities from the boxcar exemption has been repealed, and we do not believe there are other valid reasons to maintain the exception, we will not follow the procedure in *Obsolete Regulations* by issuing a final rule now.