

nation.²¹ This number includes such entities as states, counties, cities, utility districts and school districts. There are no figures available on what portion of this number have populations of fewer than 50,000. However, this number includes 38,978 counties, cities and towns, and of those, 37,566, or 96 percent, have populations of fewer than 50,000.²² The Census Bureau estimates that this ratio is approximately accurate for all governmental entities. Thus, of the approximately 85,006 governmental entities, we estimate that 96 percent, or 81,600, are small entities that may be affected by our rules.

D. Description of Projected Reporting, Recordkeeping and Other Compliance Requirements

None.

E. Significant Alternatives to Proposed Rules which Minimize Significant Economic Impact on Small Entities and Accomplish Stated Objectives

We do not propose to provide LPTV and TV translator stations with the same protection afforded to full-power TV stations. Because of the large number of such stations, protecting them would significantly diminish the utility of the 746-806 MHz band to both public safety and commercial users. Also, LPTV and TV translator stations are secondary in this band, and we have proposed to make public safety and commercial services primary in the band. We remain concerned, however, for the interests of LPTV and TV translator stations because they are a valuable part of the American telecommunications structure and economy. For this reason, we seek measures which will allow as many LPTV and TV translator stations as possible to remain in operation. At a minimum, we propose to continue the secondary status of these stations, so that they will not be required to change or cease their operations until they actually interfere with one of the newly-allocated services. We also request comment on a number of measures which may alleviate the impact of reallocation of the 746-806 MHz band on LPTV and TV translator stations. We request comment on these options, with emphasis on how we can ensure fairness to all licensees, and how we can best balance the interests of current and

future licensees to the benefit of the public.

F. Federal Rules That May Duplicate, Overlap, or Conflict With the Proposed Rules.

None.

List of Subjects in 47 CFR Part 2

Frequency allocations and radio treaty matters, Radio.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 97-20078 Filed 7-30-97; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 97-161; RM-9111]

Radio Broadcasting Services; Susquehanna, PA and Walton, NY

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by KG Broadcasting, Inc., proposing the substitution of Channel 223B1 for Channel 223A at Susquehanna, Pennsylvania, and the modification of Station WKGB-FM's license accordingly. To accommodate the upgrade, petitioner also proposes the substitution of Channel 248A for Channel 221A at Walton, New York, and the modification of Station WDLA-FM's license accordingly. Channel 223B1 can be allotted to Susquehanna in compliance with the Commission's minimum distance separation requirements with a site restriction of 5.9 kilometers (3.7 miles) east to accommodate petitioner's requested site. The coordinates for Channel 223B1 at Susquehanna are North Latitude 41-56-05 and West Longitude 75-32-00. See Supplementary Information, *infra*. **DATES:** Comments must be filed on or before September 15, 1997, and reply comments on or before September 30, 1997.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Benjamin J. Smith, President,

KG Broadcasting, Inc., 776 Conklin Road, Binghamton, New York 13903 (Petitioner).

FOR FURTHER INFORMATION CONTACT: Sharon P. McDonald, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 97-161, adopted July 16, 1997, and released July 25, 1997. 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, DC. 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, DC 20037.

Additionally, Channel 248A can be allotted to Walton in compliance with the Commission's minimum distance separation requirements with a site restriction of 5.5 kilometers (3.4 miles) southeast to avoid a short-spacing to the licensed site of Station WYXL(FM), Channel 247B, Ithaca, New York. The coordinates for Channel 248A at Walton are North Latitude 42-08-10 and West Longitude 75-04-48. Since Susquehanna and Walton are located within 320 kilometers (200 miles) of the U.S.-Canadian border, concurrence of the Canadian government has been requested.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a notice of proposed rule making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

John A. Karousos,

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

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²¹ 1992 Census of Governments, U.S. Bureau of the Census, U.S. Department of Commerce.

²² *Id.*