



all of the Commission's closed captioning rules and benchmarks go to <http://www.fcc.gov/cgb/consumerfacts/closedcaption.html>. The full texts of these documents are available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. This public notice can also be downloaded in text and ASCII formats at <http://www.fcc.gov/cgb/dro>. These documents may be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, (202) 863-2893 (voice), (202) 863-2898 (fax), (202) 863-2897 (TTY), or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com). To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at (202) 418-0531 (voice), (202) 418-7365 (TTY).

### Synopsis

First, with regard to new nonexempt English language programming, between January 1, 2004, and December 31, 2005, a video programming distributor shall provide at least 1,350 hours of captioned video programming or all of its new nonexempt video programming must be provided with captions, whichever is less. These hours are measured on a per channel, per calendar quarter basis. The Commission's closed captioning benchmarks apply to both analog new programming (*i.e.*, video programming that was first published or exhibited on or after January 1, 1998), and digital new video programming. Digital new programming is video programming prepared or formatted for display on digital televisions that was first published or exhibited on or after July 1, 2002. This benchmark is the last before the final benchmark of January 1, 2006, when 100% of all new nonexempt programming must be captioned. Second, with regard to pre-rule nonexempt English video programming, as of January 1, 2003, 30% of such programming was required to be captioned. Furthermore, as of January 1, 2008, and thereafter, 75% of the programming distributor's pre-rule nonexempt video programming being distributed and exhibited on each channel during each calendar quarter must be provided with closed captioning. Analog pre-rule programming is video programming that was first published or exhibited before January 1, 1998. Digital pre-rule

programming is video programming first published or exhibited before July 1, 2002. Third, with regard to new nonexempt Spanish language programming, between January 1, 2004, and December 31, 2006, 900 hours of such programming must be closed captioned per channel per quarter, an increase from 450 hours, leading to the final benchmark of 100% of new nonexempt Spanish language programming starting January 1, 2010. Lastly, the first benchmark for pre-rule nonexempt Spanish language programming is January 1, 2005, after which 30% of the programming distributor's pre-rule nonexempt Spanish language video programming being distributed and exhibited on each channel during each calendar quarter must be provided with closed captioning. Beginning January 1, 2012, and thereafter, 75% of the programming distributor's pre-rule nonexempt Spanish language video programming must be provided with closed captioning.

Federal Communications Commission.

**Margaret M. Egler,**

*Deputy Chief, Consumer & Governmental Affairs Bureau.*

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**BILLING CODE 6712-01-P**

## FEDERAL ELECTION COMMISSION

### Sunshine Act Notices

**AGENCY:** Federal Election Commission.

**PREVIOUSLY ANNOUNCED DATE AND TIME:** Tuesday, January 27, 2004. Meeting closed to the public. This meeting was cancelled.

**DATE AND TIME:** Thursday, February 5, 2004, 2 p.m.

**PLACE:** 999 E Street, NW., Washington, DC (ninth floor).

**STATUS:** This meeting will be open to the public.

The following item has been added to the agenda:

Final Rules on Extension of the Administrative Fines Program.

**FOR FURTHER INFORMATION CONTACT:** Robert W. Biersack, Acting Press Officer Telephone: (202) 694-1220.

**Mary W. Dove,**

*Secretary of the Commission.*

[FR Doc. 04-2311 Filed 1-30-04; 2:43 pm]

**BILLING CODE 6715-01-M**

## FEDERAL MARITIME COMMISSION

[Petition No. P2-04]

### Petition of BDP International, Inc. for Exemption From the Tariff Publishing Requirements of Section 8 of the Shipping Act of 1984, as Amended; Notice of Filing

This is to provide notice of filing and to invite comments on or before February 13, 2004, with regard to the Petition described below.

BDP International, Inc. ("Petitioner") has petitioned, pursuant to Section 16 of the Shipping Act of 1984, 46 U.S.C. app. § 1715, for an exemption from the tariff publishing requirements of the Shipping Act in order to permit Petitioner to selectively, and in its discretion, offer its customers in contract format a confidential individually tailored package of logistics services, that includes ocean transportation.

In order for the Commission to make a thorough evaluation of the Petition, interested persons are requested to submit comments on the Petition no later than February 13, 2004. Comments on this Petition shall consist of an original and 15 copies, be directed to the Secretary, Federal Maritime Commission, 800 North Capitol Street, NW., Washington, DC 20573-0001, and be served on Petitioner's counsel Carlos Rodriguez, Esq., Rodriguez O'Donnell Ross Fuerst Gonzalez & Williams, P.C., 1211 Connecticut Ave. NW., Suite 800 Washington, DC 20036. It is also requested that a copy of the comment be submitted in electronic form (WordPerfect, Word or ASCII) on diskette or emailed to [Secretary@fmc.gov](mailto:Secretary@fmc.gov).

The Petition will be posted on the Commission's Home page at <http://www.fmc.gov/Docket%20Log/Docket%20Log%20Index.htm>. All comments on the Petition will also be posted on the Commission's Home page at this location.<sup>1</sup> Copies of the Petition also may be obtained by sending a request to the Office of the Secretary by regular mail, e-mail, or by calling (202) 523-5725.

Interested parties may also make oral presentations in this proceeding. At the discretion of individual Commissioners, interested persons may request one-on-one meetings at which they may make presentations describing their views on the petition. All meetings shall be completed before the close of the comment period. A summary or

<sup>1</sup> Copies of replies to Petition Nos. P3-03, P5-03, P7-03, P8-03 and P9-03 are also available on the Commission's homepage at the address listed above.