

Agency, Region 4, South Site Management Branch, 61 Forsyth Street, SW., Atlanta, Georgia 30365, (404) 562-8930.

**SUPPLEMENTARY INFORMATION:** The site to be deleted from the NPL is: Dubose Oil Products Superfund Site, Cantonment, Florida.

A Notice of Intent to Delete for this site was published August 4, 2004, 69 FR 47072. The closing date for comments on the notice of Intent to Delete was September 3, 2004. The EPA received no comments.

The EPA identifies sites that appear to present a significant risk to public health, welfare, or the environment and it maintains the NPL as the list of those sites. Any site deleted from the NPL remains eligible for Fund-financed remedial actions in the unlikely event that conditions at the site warrant such action in the future. Section 300.425(e)(3) of the NCP states that Fund-financed actions may be taken at sites deleted from the NPL. Deletion of a site from the NPL does not affect responsible party liability or impede agency efforts to recover costs associated with response efforts.

#### List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous waste, Hazardous substances, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

Dated: September 23, 2004.

**J. I. Palmer, Jr.,**

*Regional Administrator, Region 4.*

■ For the reasons set out in the preamble, 40 CFR part 300 is amended as follows:

#### PART 300—[AMENDED]

■ 1. The authority citation for part 300 continues to read as follows:

**Authority:** 42 U.S.C. 9601–9657; 33 U.S.C. 1321(c)(2); E.O. 12777, 56 FR 54757, 3 CFR 1991 Comp., p. 351; E.O. 12580, 52 FR 2923; 3 CFR, 1987 Comp., p. 193.

#### Appendix B—[Amended]

■ 2. Table 1 of Appendix B to Part 300 is amended by removing the site Dubose Oil Products Superfund Site, Cantonment, Florida.

[FR Doc. 04–22083 Filed 9–30–04; 8:45 am]

**BILLING CODE 6560–50–U**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 1

[FCC 04–150]

#### Schedule of Charges for Application Fees; Correction

**AGENCY:** Federal Communications Commission.

**ACTION:** Correcting amendment.

**SUMMARY:** This document contains a correction to the final rule, which was published in the *Federal Register* of Wednesday, July 7, 2004 (69 FR 41130). The final rule related to the Amendment of the Schedule of Application Fees.

**DATES:** Effective on October 1, 2004.

**FOR FURTHER INFORMATION CONTACT:** Claudette E. Pride, 202–418–1995; E-mail: [Claudette.Pride@fcc.gov](mailto:Claudette.Pride@fcc.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

The final rule that is the subject of these corrections amends the Schedule of Applications Fees, 47 CFR 1.1102 *et seq.*, to adjust its fees for processing applications and other filings. Section 8(b) of the Communications Act, as amended, requires that the Commission review and adjust its application fees every two years after October 1, 1991.

##### Need for Correction

As published, the final rule contains an error which provides the wrong fee amount and payment type code for a license to operate a direct broadcast satellite in § 1.1107, Schedule of Charges for Applications and Other Filings for the International Service.

#### List of Subjects in 47 CFR Part 1

Practice and procedure.

■ Accordingly, 47 CFR part 1 is corrected by making the following correcting amendment:

#### PART 1—PRACTICE AND PROCEDURE

■ 1. The authority citation for part 1 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 503(b)(5); 5 U.S.C. 552 and 21 U.S.C. 853a, unless otherwise noted.

##### § 1.1107 [Amended]

■ 2. In § 1.1107, in column 11.c., the fee amount is revised to read: “\$28,920.00”. Federal Communications Commission.

**Marlene H. Dortch,**  
*Secretary.*

[FR Doc. 04–21086 Filed 9–30–04; 8:45 am]

**BILLING CODE 6712–01–P**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 04–2908, MB Docket No. 03–144, RM–10733, RM–10788, RM–10789]

#### Radio Broadcasting Services; Breckenridge, Crawford, Eagle, Fort Morgan, Greenwood Village, and Gunnison, CO; Laramie, WY; Loveland, Olathe and Strasburg, CO

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document denies a petition filed by Dana J. Puopolo requesting the allotment of Channel 299C3 at Gunnison, Colorado. *See* 68 FR 42663, published July 18, 2003. This document also denies a petition jointly filed by Lenora Alexander, former licensee of FM Station KAGM, KAGM Joint Venture, proposed licensee of Station KAGM, and On-Air Family, LLC, licensee of Station KBRU–FM proposing the reallocation of Channel 272A from Strasburg to Greenwood Village, Colorado, as its first local service, among other changes in Fort Morgan, Breckenridge, Eagle, and Loveland, Colorado and Laramie, Wyoming. This document also grants a counterproposal filed by Mayflower-Crawford Broadcasting requesting the allotment of Channel 272C2 at Crawford, Colorado, as its first local service. *See* **SUPPLEMENTARY INFORMATION.**

**DATES:** Effective November 5, 2004.

**ADDRESSES:** Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Rolanda F. Smith, Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission’s *Report and Order*, MB Docket No. 03–144 adopted September 15, 2004, and released September 20, 2004. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission’s Reference Center 445 Twelfth Street, SW., Washington, DC 20554. The complete text of this decision may also be purchased from the Commission’s duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY–B402, Washington, DC, 20054, telephone 1–800–378–3160 or <http://www.BCPIWEB.com>. The Commission will send a copy of the Report and Order in this proceeding in a report to

be sent to Congress and the General Accounting Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

To accommodate the Crawford allotment, this document also substituted Channel 299A for Channel 272A at Gunnison, Colorado and modified the license of Station KVLE(FM) accordingly; and changed the reference coordinates for vacant Channel 270C2 at Olathe, Colorado. Channel 272C2 can be allotted to Crawford consistent with the Commission's minimum distance separation requirements provided there is a site restriction of 20.9 kilometers (13 miles) southeast of the community. The reference coordinates for Channel 272C2 at Crawford are 38-32-05 North Latitude and 107-30-27 West Longitude. Station KVLE-FM license at Gunnison can be modified on Channel 299A at its current authorized transmitter site. The coordinates for Channel 299A at Gunnison are 38-33-53 NL and 106-55-38 WL. The new reference coordinates for vacant Channel 270C2 at Olathe are 38-26-25 NL and 108-09-47 WL. This site requires a site restriction 15.8 kilometers (9.8 miles) west of the community.

#### List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

■ Accordingly, 47 CFR part 73 is amended as follows:

#### PART 73—RADIO BROADCAST SERVICES

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

**Authority:** 47 U.S.C. 154, 303, 334 and 336.

#### § 73.202 [Amended]

■ 2. Section 73.202(b), the Table of FM Allotments under Colorado, is amended by adding Crawford, Channel 272C2, and by removing Channel 272A and adding Channel 299A at Gunnison.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 04-22026 Filed 9-30-04; 8:45 am]

**BILLING CODE 6712-01-P**

## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

#### 49 CFR Parts 171 and 173

[Docket No. RSPA-99-6283 (HM-230)]

RIN 2137-AD40

#### Hazardous Materials Regulations; Compatibility With the Regulations of the International Atomic Energy Agency; Correction; Final Rule

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

**ACTION:** Final rule.

**SUMMARY:** RSPA is correcting errors in a final rule in this docket, published in the **Federal Register** on September 13, 2004, that amended requirements in the Hazardous Materials Regulations (HMR) pertaining to the transportation of radioactive materials based on changes contained in the International Atomic Energy Agency (IAEA) publication, entitled "IAEA Safety Standards Series: Regulations for the Safe Transport of Radioactive Material," 1996 Edition, No. TS-R-1.

**DATES:** *Effective Date:* This final rule is effective on October 1, 2004.

**FOR FURTHER INFORMATION CONTACT:** Dr. Fred D. Ferate II, Office of Hazardous Materials Technology, (202) 366-4545, or Charles E. Betts, Office of Hazardous Materials Standards, (202) 366-8553; Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh Street SW., Washington, DC 20590-0001.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

On January 26, 2004, the Research and Special Programs Administration (RSPA, we) published a final rule under Docket HM-230 (69 FR 3632) amending requirements in the HMR pertaining to the transportation of radioactive materials based on changes contained in the IAEA publication entitled "IAEA Safety Standards Series: Regulations for the Safe Transport of Radioactive Material," 1996 Edition, No. TS-R-1. On September 13, 2004, we published a final rule (69 FR 55113) that made corrections to the January 26, 2004 final rule.

This document corrects editorial and technical errors in the September 13, 2004 final rule which have come to our attention.

## II. Section-by-Section Review

### Part 171

#### Section 171.11

In paragraph (d)(6)(i), we are correcting a typographical error.

### Part 173

#### Section 173.403

In § 173.403, we are correcting certain inadvertent omissions in the definition for "Low Specific Activity (LSA) material."

#### Section 173.411

Paragraph (b)(2)(ii) is corrected to retain the wording that currently appears in the HMR, which was inadvertently changed in the September 13, 2004 final rule.

#### Section 173.427

Paragraph (b)(4) is corrected to specify that, for domestic transportation, exclusive use shipment of Low Specific Activity (LSA) material and Surface Contaminated Object (SCO) must be less than an A<sub>2</sub> quantity when in a packaging which meets the requirements of §§ 173.24, 173.24a, and 173.410. The current wording specifies that the shipment must be less than or equal to an A<sub>2</sub> quantity.

## III. Regulatory Analyses and Notices

### A. Executive Order 12866 and DOT Regulatory Policies and Procedures

This final rule is not a significant action under section 3(f) of Executive Order 12866 and was not reviewed by the Office of Management and Budget. This final rule is not a significant action under the Regulatory Policies and Procedures of the Department of Transportation. The revisions adopted in this final rule do not alter the cost-benefit analysis and conclusions contained in the Regulatory Evaluation prepared for the January 26, 2004 final rule. The Regulatory Evaluation is available for review in the public docket for this rulemaking.

### B. Executive Order 13132

This final rule has been analyzed in accordance with the principles and criteria contained in Executive Order 13132 ("Federalism"). This final rule preempts State, local and Indian tribe requirements, but does not propose any regulation that has direct effects on the States, the relationship between the national government and the States, or the distribution of power and responsibilities among the various levels of government. Therefore, the consultation and funding requirements of Executive Order 13132 do not apply.