

Rule 327 Organic Liquid Cargo Tank Vessel Loading (Adopted 12/16/85)
 Rule 328 Continuous Emission Monitoring (Adopted 10/23/78)
 Rule 330 Surface Coating of Metal Parts and Products (Adopted 01/20/00)
 Rule 331 Fugitive Emissions Inspection and Maintenance (Adopted 12/10/91)
 Rule 332 Petroleum Refinery Vacuum Producing Systems, Wastewater Separators and Process Turnarounds (Adopted 06/11/79)
 Rule 333 Control of Emissions from Reciprocating Internal Combustion Engines (Adopted 06/19/08)
 Rule 342 Control of Oxides of Nitrogen (NO_x) from Boilers, Steam Generators and Process Heaters (Adopted 04/17/97)
 Rule 343 Petroleum Storage Tank Degassing (Adopted 12/14/93)
 Rule 344 Petroleum Sumps, Pits, and Well Cellars (Adopted 11/10/94)
 Rule 346 Loading of Organic Liquid Cargo Vessels (Adopted 01/18/01)
 Rule 352 Natural Gas-Fired Fan-Type Central Furnaces and Residential Water Heaters (Adopted 09/16/99)
 Rule 353 Adhesives and Sealants (Adopted 08/19/99)
 Rule 359 Flares and Thermal Oxidizers (Adopted 06/28/94)
 Rule 360 Emissions of Oxides of Nitrogen from Large Water Heaters and Small Boilers (Adopted 10/17/02)
 Rule 361 Small Boilers, Steam Generators, and Process Heaters (Adopted 01/17/08)
 Rule 370 Potential to Emit—Limitations for Part 70 Sources (Adopted 06/15/95)
 Rule 505 Breakdown Conditions Sections A., B.1, and D. only (Adopted 10/23/78)
 Rule 603 Emergency Episode Plans (Adopted 06/15/81)
 Rule 702 General Conformity (Adopted 10/20/94)
 Rule 801 New Source Review (Adopted 04/17/97)
 Rule 802 Nonattainment Review (Adopted 04/17/97)
 Rule 803 Prevention of Significant Deterioration (Adopted 04/17/97)
 Rule 804 Emission Offsets (Adopted 04/17/97)
 Rule 805 Air Quality Impact Analysis and Modeling (Adopted 04/17/97)
 Rule 808 New Source Review for Major Sources of Hazardous Air Pollutants (Adopted 05/20/99)
 Rule 1301 Part 70 Operating Permits—General Information (Adopted 06/19/03)
 Rule 1302 Part 70 Operating Permits—Permit Application (Adopted 11/09/93)

Rule 1303 Part 70 Operating Permits—Permits (Adopted 11/09/93)
 Rule 1304 Part 70 Operating Permits—Issuance, Renewal, Modification and Reopening (Adopted 11/09/93)
 Rule 1305 Part 70 Operating Permits—Enforcement (Adopted 11/09/93)
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DEPARTMENT OF COMMERCE

National Telecommunications and Information Administration

47 CFR Chapter III

Docket Number: 0810021312-9654-02

RIN 0660-AA18

Low-Power Television and Translator Upgrade Program

AGENCY: National Telecommunications and Information Administration, U.S. Department of Commerce.

ACTION: Advanced notice of proposed rulemaking; withdrawal.

SUMMARY: The National Telecommunications and Information Administration (NTIA) is withdrawing the Advanced Notice of Proposed Rulemaking soliciting comments on the implementation of the Low-Power Television and Translator Upgrade Program (Upgrade Program). After reviewing and considering the comments received following two public meetings, the agency has decided not to proceed with regulations to implement the Upgrade Program. NTIA will establish and implement the Upgrade Program through a Notice of Availability of Funds (NOFA) to be published shortly.

EFFECTIVE DATE: April 20, 2009.

FOR FURTHER INFORMATION CONTACT: William Cooperman, Upgrade Program, Director Broadcasting Division, telephone: (202) 482-5802; fax: (202) 482-2156. Information about the Upgrade Program also can be obtained

electronically via the Internet at <http://www.ntia.doc.gov/lptv>.

SUPPLEMENTARY INFORMATION:

Background

Section 3009 of the Deficit Reduction Act of 2005, Pub. L. No. 109-171, 120 Stat. 4, 21 (2006), required the National Telecommunications and Information Administration (NTIA) to implement and administer the Low-Power Television and Translator Upgrade Program (Upgrade Program). The Upgrade Program is intended to provide reimbursement to eligible low-power television broadcast stations, Class A television stations, television translator stations, or television booster stations for equipment to upgrade from analog to digital in eligible rural communities. On October 9, 2008, NTIA published an Advanced Notice of Proposed Rulemaking and Notice of Public Meetings, 73 Fed. Reg. 59,586 (2008), to announce two public meetings (October 24 and October 28, 2008) about the Upgrade Program and to provide an opportunity for public comment on the issues to be discussed at these public meetings.

NTIA received 24 public comments on the Upgrade Program through mid-November 2008. Information provided at the October 24, 2008, public meeting and the comments received are available on NTIA's Web site at <http://www.ntia.doc.gov/lptv/upgrade.html>. After reviewing and considering the comments received, NTIA has decided not to proceed with regulations to implement the program. NTIA will issue a NOFA that provides detailed information concerning the implementation of the program in the **Federal Register**. The comments received will be fully discussed in the NOFA.

Dated: April 14, 2009.

Anna M. Gomez,

Acting Assistant Secretary for Communications and Information.

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