

FEDERAL COMMUNICATIONS COMMISSION

Before the
Federal Communications Commission
Washington, D.C. 20554

Donna R. Searcy
Secretary

GEN. Docket No. 87-387

In the Matter of

The Freedom of Information
Reform Act of 1986;
Fee Schedule and Administrative
Procedures

ERRATUM

Released: January 17, 1989

On August 23, 1988, the Commission released a Report and Order, FCC 88-259, concerning the above-captioned proceeding, 3 FCC Rcd 5107 (1988). The following corrections are made to the Report and Order. The item, as published in the Federal Register, 53 Fed. Reg. 39,092 (October 5, 1988) and the rules as they appear in the current Code of Federal Regulations (CFR) contain these corrections and are therefore accurate.

1) In paragraph 28 an additional footnote 7 is added as follows:

The Administrative Procedure Act requires that the publication of a rule shall be made not less than 30 days before its effective date, except as otherwise provided by the agency for good cause. 5 U.S.C. § 553(d)(3). The *Reform Act* required agencies to promulgate rules implementing its provisions by April 25, 1987. Accordingly, the Commission finds that good cause exists to dispense with the 30 day prior notice provisions of the APA. In addition, the Commission publicly released the text of the rules, specifying an effective date of September 29, 1988. Therefore, the public, in fact, received 30 days advance notice of the rules prior to their effective date.

2) The first sentence of Paragraph 5 of Appendix A of the Report and Order, which reads, "[s]ection 0.466 is proposed to be revised and read as follows," is removed and replaced with the following language:

§ 0.467 [Removed]

5. Section 0.467 is removed and section 0.466 is redesignated as new 0.467, and is amended by revising paragraph (a) through (e) and by removing existing paragraphs (h) and (j) and by redesignating paragraph (j) to become paragraph (h). A new section 0.466 is added to read as follows.

3) Paragraph 6 of Appendix A of the Report and Order has been removed.