



PUBLIC NOTICE

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DA 06-2362
November 22, 2006

PUBLIC SAFETY AND HOMELAND SECURITY BUREAU ACTION

COMMENTS INVITED ON REGION 27 (NEVADA) 800 MHz REGIONAL PLANNING COMMITTEE PUBLIC SAFETY PLAN AMENDMENT

PR DOCKET NO. 92-268

Comment Date: December 22, 2006

Reply Date: January 8, 2007

On August 16, 2006, the Region 27 (Nevada) 800 MHz (821-824/866-869 MHz) Regional Planning Committee¹ submitted a proposed amendment to the Region 27 National Public Safety Planning Advisory Committee (NPSPAC) Plan for review and approval.² Region 27 states that its original plan has become outdated due to the population growth in Nevada and changes in public safety communications technology. The Plan Amendment includes the following changes to better align the NPSPAC 800 MHz public safety spectrum with the needs of the public safety agencies of Nevada:

- Corrects typographical errors in the original Plan;
- Better defines eligible entities;
- Acknowledges (and incorporates) waiver previously approved by the Commission;³
- Updates the Region 27 geographic and demographic descriptions;
- Refines the methodology used to allocate frequencies;
- Repacks the frequency allocation tables to align with actual licenses and requirements; and
- Emphasizes federal recommendations regarding homeland security and interoperability.

¹ The Region 27 (Nevada) 800 MHz regional planning area encompasses the entire state of Nevada consisting of seventeen counties.

² See Letter dated June 1, 2006, from James A. Wilson, Region 27 to Federal Communications Commission (submitting Amendment to Nevada 800 MHz Plan), PR Docket 92-268, filed August 16, 2006 (Plan Amendment).

³ Plan Amendment Attachment 10 – FCC Waiver. See Letter dated July 10, 1995, from Michael J. Regiec, Deputy Chief, Land Mobile Branch, FCC to Karen Kavanau, Director, State of Nevada, Department of Services, 505 E. King Street, Carson City, NV 89710 (granting waiver to permit the shared use of a statewide 800 MHz Public Safety/Special Emergency Radio Service system with federal, state and local government agencies and public utilities; the action included stations presently licensed and all future expansions of the network, provided that NPSPAC frequencies could not be included until the Regional Plan is amended to permit such operation).

The proposed amendment was reviewed by, and letters of concurrence obtained from, Nevada's adjacent regions, Region 3 (Arizona), Region 5 (Southern California), Region 6 (Northern California), Region 12 (Idaho), Region 41 (New Mexico) and Region 35 (Oregon).

In accordance with the National Public Safety Plan, each region is responsible for planning its use of public safety radio frequency spectrum in the 821-824/866-869 MHz bands.⁴ The Region 27 Plan was originally adopted by the Commission in January 1993.⁵

Prior to taking action on the Region 27 Plan Amendment, by this Public Notice, we solicit comments on the Plan Amendment. Pursuant to Sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on the Region 27 Plan Amendment on or before **December 22, 2006**, and reply comments on or before **January 8, 2007**. Comments may be filed electronically or by filing paper copies.⁶

Electronic Filers. Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/> or the Federal eRulemaking Portal: <http://www.regulations.gov>. Filers should follow the instructions provided on the website for submitting comments. For ECFS filers, when completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and should reference **PR Docket No. 92-268**. Parties also may submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message: "get form." A sample form and directions will be sent in response.

Paper Filers. Parties who choose to file by paper must file an original and four copies of each filing. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- The Commission's contractor will receive hand-delivered or messenger-delivered paper filings or electronic media for the Commission's Secretary at 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.
- Commercial and electronic media sent by overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- U.S. Postal Service first-class, Express Mail, and Priority Mail should be addressed to 445 12th Street, S.W., Washington, D.C. 20554.

Availability of Documents. The Plan Amendment can be accessed electronically via the ECFS. Comments, reply comments, and *ex parte* submissions will be available for public inspection and copying

⁴ See Development and Implementation of a Public Safety National Plan and Amendment to Part 90 to Establish Service Rules and Technical Standards for Use of the 821-824/766-869 MHz Bands by the Public Safety Services, General Docket No. 87-112, *Report and Order*, 3 FCC Rcd 905 (1987).

⁵ See In the Matter of Nevada Public Safety Plan, PR Docket No. 92-268, *Order*, 8 FCC Rcd 606 (PRB 1993).

⁶ See Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24121 (1998).

during regular business hours in the FCC Reference Information Center, Federal Communications Commission, 445 12th Street, S.W., CY-A257, Washington, D.C., 20554. These documents also will be available via ECFS in Acrobat PDF File Format. Copies may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554. Customers may contact BCPI through its web site, <http://www.bcpweb.com>, by email at fcc@bcpweb.com, by phone at (202) 488-5300 or (800) 378-3160, or by facsimile at (202) 488-5563.

Accessibility Information. To request information in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer and Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY).

Information on the 700 MHz Regional Planning process and RPC activities is available at <http://www.wireless.fcc.gov/publicsafety/700MHz>. For further information, contact Jeannie Benfaida, Policy Division, Public Safety and Homeland Security Bureau, at (202) 418-0680, TTY (202) 418-7233, or via e-mail to Jeannie.Benfaida@fcc.gov.

Action by the Chief, Policy Division, Public Safety and Homeland Security Bureau.

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