

91-258

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

OCT 29 1993

IN REPLY REFER TO:

7330-03

Mr. Don Flahan
Ohio Turnpike Commission
682 Prospect Street
Berea, Ohio 44017

Dear Mr. Flahan:

On August 16, 1993, you submitted a letter proposing to amend the Ohio (Region 33) Public Safety Plan. The proposed amendment would revise the current frequency allotments by adding the 70 Public Safety Category channels in the 806-821 MHz and 851-866 MHz bands. This amendment is beyond the scope of the regional public safety planning process and is being returned to you. The frequencies that you wish to add to your Plan are available for intercategory sharing by non-Public Safety Part 90 eligibles as indicated in Section 90.617 of the Commission's Rules. Therefore, to add the entire group of 70 channels to your plan would require the Commission to modify its Rules through a notice and comment rule making proceeding. You may, however, request inclusion of frequencies that are currently assigned to or are proposed to be assigned to specific public safety or special emergency eligibles on a system by system basis. This should be done as an amendment to the Plan through the existing Plan modification procedures.

If you have any further questions about this matter, please contact Betty Woolford of my staff at (202) 632-6497.

Sincerely,



Ralph A. Haller
Chief, Private Radio Bureau

Enclosure

Copy to: Associated Public Safety Communications Officers, Inc.