

SUPPORTING STATEMENT

A. Justification:

1. On September 29, 1998, the Commission, via the First Report and Order and Third Notice of Proposed Rulemaking, FCC 98-191, in WT Docket No. 96-86, amended its service rules to allow entities applying to the Commission for license to share the radio station on a non-profit cost sharing basis.

Section 90.179 requires Part 90 licensees that share use of their private land mobile radio (PLMR) facility on a non-profit, cost-shared basis keep a written sharing agreement as part of the station records. The written agreement would set out: the method of sharing, the components of the system which are covered by the sharing arrangements, the method by which costs are to be apportioned, and acknowledgement that all shared transmitter use must be subject to the licensee's control. A copy of the rule is attached.

The Commission is seeking an extension this information collection in order to obtain the full three-year clearance from OMB. Even though the rule was amended on August 24, 2007, there are no PRA impacts at this time.

Statutory authority for this collection of information is contained in Sections 4(i), 11, 303(g), 303(r), and 332(c)(7) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 161, 303(g), 303(r), 332(c)(7) unless otherwise noted.

As noted on the Form OMB 83-I, this information collection does not affect individuals or households; thus, there are no impacts under the Privacy Act.

2. These requirements are necessary to identify users of the systems should interference problems develop. This information is used by the Commission to investigate interference complaints and resolve interference and operational complaints that may arise among the users.

3. Prior to finalizing rule makings the Wireless Telecommunications Bureau conducts an analysis to ensure that improved information technology may be used to reduce the burden on the public. This analysis considers the possibility of obtaining and/or computer-generating the required data from existing data bases in the Commission or other federal agencies.

4. This agency does not impose a similar information collection on the respondents. There is no similar data available.

5. In conformance with the Paperwork Reduction Act of 1995, the Commission is making an effort to minimize the burden on all respondents, regardless of size. The

Commission has limited the information requirements to those absolutely necessary for evaluating and processing each application and to deter against possible abuses of the processes.

6. This information is entered at the time the sharing arrangement is established and at times when additional sharers are added-on the system. Accordingly, there is no way of collecting the information less frequently.

7. Current data collection is consistent with 5 CFR 1320.6.

8. The Commission initiated a 60-day public comment period which appeared in the Federal Register on October 22, 2007 (72 FR 59530). No comments were received as a result of the Notice. A copy of the Federal Register Notice is included in this submission to the OMB.

9. Respondents will not receive any payments.

10. There is no need for confidentiality.

11. This collection does not address any private matters of a sensitive nature.

12. The Commission estimates that approximately 42,000 entities may be required to prepare sharing agreements, and that the burden would be about .75 hours per written sharing agreement, as prepared by in-house attorneys, for a total of 31,500 burden hours. We assume that the records will be maintained by in-house clerical personnel, requiring 15 minutes of clerical effort per response.

42,000 respondents x 45 minutes (.75 hrs/Atty) = 31,500 hours.

42,000 records x 15 minutes (.25 hrs/clerical personnel) = 10,500 hours.

TOTAL BURDEN HOUR IS: 42,000 hours.

13. Estimate of cost to respondents: We assume that respondents will use in-house attorneys and clerical personnel to meet this burden.

a. There are no capital or start-up costs.

b. There are no operational or maintenance costs.

14. Estimate of cost to the Federal Government: None.

15. The adjustment reported in this submission is due to the recalculation of the workload hour burden to better coincide with the rules that implemented this information collection.

16. The data will not be published for statistical use.

17. We do not seek approval to not display the expiration date for OMB approval of the information collection.

18. There are no exceptions to Item 19.

B. Collection of Information Employing Statistical Methods:

No statistical methods are employed.