

SUPPORTING STATEMENT

A. Justification:

1. 47 CFR Section 74.1263(c) requires licensees of FM translator or booster stations to notify the Commission of its intent to discontinue operations for 30 or more consecutive days. In addition, licensees must notify the Commission within 48 hours of the station's return to operation.

47 CFR Section 74.1263(d) requires FM translator or booster station licensees to notify the Commission of its intent to discontinue operations permanently and to forward the station license to the FCC for cancellation.

The Commission is requesting an extension of this information collection in order to receive the full three year OMB clearance/approval.

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

Statutory authority for this collection of information is contained in Sections 154(i), 303 and 308 of the Communications Act of 1934, as amended.

2. The FCC staff uses these data to keep records up-to-date. The notification specifies the causes of the discontinued operation and a projected date for the station's return to operation. This allows other licensees to use these frequencies.

3. Use of information technology is not feasible for this notification requirement.

4. No other agency imposes 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. Therefore, this information collection will not a significant economic impact on a substantial number of small entities/businesses.

6. This collection of information is determined by respondents need to notify the FCC of change in operation. So it is provided as necessary.

7. Section 74.1263(c) requires licensees to notify the FCC within 10 days of the start of discontinued operation and within 48 hours on the return to operation. These notifications are necessary to inform the FCC when the frequencies are not being used. This deters misuse of frequencies by unauthorized parties. In addition, Section 74.1263(d) requires licensees to notify the FCC upon permanent discontinuance of operation within 48 hours. This notification is necessary to

allow the frequencies to become available for other users.

8. The Commission published a Notice (73 FR 52043) in the *Federal Register* on September 8, 2008 seeking public comments for the information collection requirements contained in this supporting statement. No public comments were received.

9. No payment or gift was provided to the respondents.

10. There is no need for confidentiality.

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

12. We estimate that 25 stations will file notifications of intent to discontinue operation for 30 or more consecutive days pursuant to Section 74.1263(c). We also estimate that 50 stations will notify the FCC of its intent to discontinue operations permanently pursuant to Section 74.1263(d). The average burden on licensee is 0.5 hour per notification. The estimate is based on FCC staff's knowledge and familiarity with the availability of the data required.

Total Annual Number of Respondents: 75 FM Translators/Booster Stations

Total Annual Number of Responses: 25 Notifications under Section 74.1263(c)
50 Notifications under Section 74.1263(d)
75 Notifications (responses)

Total Annual Burden Hours: 75 notifications x 0.5 hours/stations = **38 hours**

Annual "In-House" Cost: We assume that the station licensee will complete and file the notifications. We estimate the station licensee would have an average salary of \$100,000/year (\$48.08/hour).

Total Annual "In-House" Cost: 75 notifications x 0.5 hours/station x \$48.08 = **\$1,803.00**

13. **Annual Cost Burden:**

- (a) Total annualized capital/startup costs: None
- (b) Total annual costs (O&M): None
- (c) Total annualized cost requested: None

14. Cost to the Federal Government: We estimate five minutes (0.084 hours) processing time for professional staff at the GS-11/5 grade level (\$31.61/hour) and 15 minutes (0.25 hours) for clerical staff at the GS-5, step 5 grade level (\$17.24/hour) to process the notifications.

0.084 hours x \$31.61 x 75 notifications =	\$199.14
0.25 hours x \$17.24/hour x 75 notifications =	<u>\$323.25</u>
Total Cost to Federal Government:	\$522.39

15. We are reporting no program changes or adjustments to this information collection.

16. The data will not be published.

17. OMB approval of the expiration date of the information collection will be displayed at 47 CFR Section 0.408.

18. There are no exceptions to the Certification Statement in Item 19.

B. Collections of Information Employing Statistical Methods:

No statistical methods are employed.