

## SUPPORTING STATEMENT

### **A. Justification:**

1. The Federal Communications Commission ("Commission") is requesting that the Office of Management and Budget (OMB) approve a revision of OMB Control No. 3060-1057 (delegated authority collection) titled, "Application for Authority to Construct or Make Changes in an International Broadcast Station (FCC Form 420-IB)."

The FCC Form 420-IB will be used to request authority from the Commission to construct or make changes in an international broadcast station. This application has not been implemented yet due to a lack of budget resources and technical staff. After the FCC Form 420-IB has been implemented, it will be completed by international broadcasters in lieu of the "Application for Authority to Construct or Make Changes in an International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station," (FCC Form 309).

Currently, the FCC Form 309 is shared between the International Bureau and the Media Bureau. The FCC Form 309 is used by the Media Bureau for experimental broadcast licenses and it is used by the International Bureau in connection with international broadcast stations. (Note: The OMB approved the FCC Form 309 under OMB Control Number 3060-1035).

The International Bureau and Media Bureau have different information collection requirements. The proposed FCC Form 420-IB was put under the separate OMB control number of 3060-1057 in order to facilitate the automation of the form and any changes to the form in the future. The FCC Form 309 will continue to be used by the Media Bureau in connection with the authority to construct or make changes to an experimental broadcast license.

We stated previously that the International Bureau plans to make the FCC Form 420-IB available to the public in the International Bureau Filing System ("MyIBFS"). However, the Commission has long-term plans to develop a new system called the Consolidated Licensing System ("CLS") that will replace MyIBFS. Therefore, the FCC Form 421-IB will be housed in the CLS in the future rather than in MyIBFS.

The FCC Form 420-IB does not affect individuals and, therefore, is not subject to the Privacy Act of 1974, as amended.

The Commission has authority for this collection pursuant to the rules set forth in Section 325(c) of the Communications Act of 1934, as amended, and in 47 C.F.R. Part 73, Subpart F.

2. The information collected pursuant to the rules set forth in Section 325(c) of the Communications Act of 1934, as amended, and in 47 CFR Part 73, Subpart F, is used by the Commission to assign frequencies for use by international broadcast stations, to grant authority to operate such stations and to determine if interference or adverse propagation conditions exist that may impact the operation of such stations. If the Commission did not collect this

information, it would not be in a position to effectively coordinate spectrum for international broadcasters or to act for entities in times of frequency interference or adverse propagation conditions. The orderly nature of the provision of international broadcast service would be in jeopardy without the Commission's involvement.

3. The FCC Form 420-IB has not been implemented yet due to a lack of budget resources and technical staff. After it has been implemented, it will be available to applicants in the CLS. The implementation of this new application is contingent upon the availability of budget funds. At present, zero (0) percent of this collection is automated.

4. These information collection requirements are not duplicated elsewhere in the Commission's rules.

5. The information collection requirements do not have a significant impact on a substantial number of small entities. The total number of entities subject to the Commission's international broadcast rules is approximately 10 and only a small percentage, if any, of the 10 could be categorized as a small entity. Also, the paperwork burdens accounted for in this collection are minimal.

6. If the Commission did not collect this information, it would not be in a position to effectively coordinate spectrum for international broadcasters or to act for entities in times of frequency interference or adverse propagation conditions. The orderly nature of the provision of international broadcast service would be in jeopardy without the Commission's involvement.

7. This information collection is not conducted in a manner inconsistent with the guidelines in 5 CFR 1320.6.

8. A 60-day notice was published in the Federal Register (74 FR 53235) to solicit comments from the public on the extension of this collection. The 60-day comment period began on October 16, 2009 and ended on December 15, 2009. No comments were received from the public.

9. The Commission does not provide any payment or gift to respondents.

10. There is no need for confidentiality pertaining to the information collection requirements in this collection.

11. This collection does not contain questions of a sensitive nature.

12. An estimate of the annual burden hours for the 10 respondents to this information collection is as follows:

FCC Form 420-IB	Responses	Frequency of Response & Hours	Responses X Hours = Burden Hours
Complete Application	10	6 hours/response On-occasion Filing	60
<b>Total:</b>	10 Average	6 Hours	<b>60 Annual Hours Average</b>

13. The estimated costs of \$46,050 are summarized in the chart below.

FCC Form 420-IB	Responses	Hours	Costs	Total
Application Fees	10	N/A	\$2,405 per application	\$24,050
Outside Legal Assistance	10	4 Hours	\$300 per hour	\$12,000
Outside Engineering Assistance	10	4 Hours	\$250 per hour	\$10,000
<b>Total:</b>				<b>\$46,050 Total estimated costs</b>

14. The estimated annualized costs to the Federal government is **\$21,507.20** and is calculated as follows:

10 international broadcast license applications X 32 annual hours = 320 annual hours  
(legal review 160 hours; engineering review 160 hours)

GS-855-15/Step 5 Electronics Engineer @ \$67.21 per hour X 160 annual  
hours = \$10,753.60

GS-905-15/Step 5 Attorney @ \$67.21 per hour X 160 annual  
hours = \$10,753.60

$\$10,753.60 + \$10,753.60$  (Engineer and Attorney) = **\$21,507.20**

15. This Supporting Statement reflects an adjustment in annual burden hours of -100 hours. Therefore, the burden hours decreased from 160 to 60 hours to remove annual burden hours related to outside legal/engineering assistance from Item 12. In addition, this Supporting Statement reflects an adjustment in annual costs of +\$2,050. The annual cost burden increased from \$44,000 to \$46,050 due to an increase in the hourly rate for outside legal assistance from \$200 to \$300 per hour and for outside engineering assistance from \$200 to \$250 per hour. There are no program changes to this information collection.

16. The results of this information collection requirement will not be published for statistical use.

17. We are seeking approval to not display the expiration date for OMB approval of this information collection. The Commission will use an edition date in lieu of the OMB expiration date. Additionally, the OMB expiration date and OMB control number are “displayed” in 47 CFR 0.408.

18. The Commission stated in the 60-day notice, 74 FR 53235, that OMB Control No. 3060-1057 included 160 annual burden hours, \$44,000 in annual costs, 160 respondents and responses, the estimated time per response as 1 hour, recordkeeping requirement and other reporting requirement. With this submission the Commission is correcting these items. The annual burden hours are 60 hours, the annual costs are \$46,050, the annual number of respondents and responses are 10 each, the estimated time per response is 6 hours, and recordkeeping requirement and other reporting requirement are not a part of this information collection.

**Part B. Collections of Information Employing Statistical Methods:**

Not applicable. This information collection does not employ statistical methods.