

SUPPORTING STATEMENT

A. Justification:

1. The Commission is requesting OMB approval for an extension (no change in the reporting and/or third party disclosure requirements) to obtain the full three year clearance. There is no change in the Commission's burden estimates.

Section 18.213 requires a third party disclosure requirement for manufacturers of RF lighting devices to provide an advisory statement either on the product packaging or with other user documentation, similar to the following:

This product may cause interference to radio equipment and should not be installed near maritime safety communications equipment or other critical navigation or communication equipment operating between 0.45-30 MHz.

This information collection does not affect individuals or households. The Commission rules apply to equipment imported and marketed in the U.S. Individuals do not market equipment. Therefore, the Commission is not required to do a Privacy Impact Assessment.

This collection of information is authorized under Sections 4(i), 301, 302, 303(e), 303(f), 303(r), 304 and 307 of the Communications Act of 1934, as amended, 47 U.S.C. Sections 154(i), 301, 302, 303(e), 303(f), 303(r), 304 and 307.

2. The information may be used by the Commission to determine if RF lighting devices:

- (a) are in compliance with the applicable Commission rules, 47 CFR § 18.213,
- (b) are capable of producing conducted emissions in the 0.45-30 MHz band, and
- (c) have a simple warning label with a short advisory statement.

3. Manufacturers are required to label all RF lighting device packages with a warning label.¹ Variations of the language required in section 18.213 are permitted provided all the points of the statement are addressed and may be presented in any legible font or text style. Otherwise the Commission does not require the use of any information technology techniques to perform the labeling requirement.

4. No other agency is believed to require this labeling requirement. No similar information is available.

5. The collection of information will not have a significant economic impact on a substantial number of small entities. The requirements are the manufacturer's responsibility.

¹ Pursuant to 47 CFR § 2.939, the Commission has the authority to revoke or withdraw the equipment authorization of any manufacturer found not to be in compliance with Section 18.213 of the Commission's rules.

6. The information disclosed is necessary to ensure an understanding by the public that manufacturers of the RF lighting equipment devices must comply with Commission regulations prior to the sale of the equipment.
7. There are no special circumstances required for this collection.
8. The views of the industry and the public were solicited by **June 2, 2011 (76 FR 31959)**. The Commission received no comments in response to the publication of the Notice in the *Federal Register*. A reference to the notice is included in this submission to the OMB.
9. Respondents will not receive any payment.
10. There is no need for confidentiality with this disclosure of information.
11. No sensitive information is required for this collection.
12. The Commission requires companies that manufacture RF lighting devices be the respondents for this information collection. We estimate that there are 30 manufacturers in the industry. However, only 10% of the manufacturers (**3 respondents**) will make technical adjustments/improvements that will require them to revise the advisory statement on the RF equipment.

Total Number of Respondents: 3 manufacturers²

Each manufacturer must prepare an advisory statement-during the “life” of the equipment.

However, any changes to the Radio Frequency (RF) equipment would require the manufacturer to update the advisory statement to address the modification(s).

The Commission estimates that the time to prepare the statement is estimated to be 1 hour per respondent.

30 manufacturers x 0.10 (10% subject to the technical modifications) = **3 respondents**.

3 respondents x 1 advisory statement/respondent = 3 responses.

Total Number of Responses Annually = 3 responses.

3 respondents x 1 hour/advisory statement = 3 hours

Total Burden Hours: 3 hours.

² There are only 3 respondents to this information collection. These respondents make up the majority of their universe so OMB review and approval is still needed for this collection.

13. There are no capital and start-up costs.

Total annual costs (O&M):

The Commission estimates that the time to produce a label and to label the equipment is 60 minutes or 1 hour on average at an annual cost of \$75 per label.-

3 respondents x \$75.00/for producing and labeling instruction manual/packaging or other user documentation x 1 hour to label the equipment = \$225.00.

The annual cost is estimated: \$225.00.

14. There is no cost to the Federal government. This is a third party labeling requirement for manufacturing companies.

15. There are no program changes to this collection. There are adjustments/decreases to the number of respondents of 27 to the respondents. Therefore, the respondents are decreased from 30 to 3 which are due to an oversight in the Commission's previous submission to OMB.

16. The information is used to determine compliance with applicable Commission technical standards and rules. The data are not compiled, published or otherwise reported to the public.

17. The Commission is requesting to not display the OMB expiration because this is a third party disclosure requirement. Note: The Commission publishes a list of all OMB-approved information collections (including this one) in 47 CFR 0.408 of the Commission's rules.

18. There are no exceptions to the certification statement.

B. Collection of Information Employing Statistical Methods.

This collection of information does not employ statistical methods.