

**New collection entitled: Implementing a Nationwide, Broadband, Interoperable Public Safety Network in the 700 MHz Band, Third Report and Order, FCC 11-6**

SUPPORTING STATEMENT

**A. Justification:**

1. *Explain the circumstances that make the collection of information necessary. Identify any legal or administrative requirements that necessitate the collection.*

In the *Third Report and Order* in PS Docket 06-229, FCC 11-6, the Commission requires that all networks deployed in the 700 MHz public safety broadband spectrum ((763-768 MHz/793-798 MHz) adopt the Long Term Evolution (LTE) broadband standard, specifically at least 3GPP Standard E-UTRA Release 8 and associated EPC. The *Third Report and Order* further requires that these networks support certain LTE interfaces. These requirements are designed to ensure that networks operated in this spectrum band are interoperable with one another.

The *Third Report and Order* also requires each operator of a 700 MHz public safety broadband network to submit a certification to the Public Safety and Homeland Security Bureau (Bureau), prior to network deployment, that its network will support the required LTE interfaces. This requirement will enable the Bureau to monitor network deployment and ensure that networks are supporting the interfaces necessary to achieve interoperability.

Statutory authority for this collection of information is contained in sections 151, 154(i), 301, 303, 332 and 337 of the Communications Act of 1934, as amended.

This information collection does not affect individuals or households; thus, there are no impacts under the Privacy Act.

2. *Indicate how, by whom and for what purpose the information is to be used. Except for a new collection, indicate the actual use the agency has made of the information received from the current collection.*

This information will be used by FCC staff to facilitate development of a nationwide, interoperable public safety broadband network. Accurate recordkeeping of this data is vital in developing the regulatory framework for this network. Since such a network is vital for public safety and homeland security, its proper operation must be assured.

3. *Describe whether, and to what extent, the collection of information involves the use of automated, electronic, mechanical or other technological techniques or other forms of information technology, e.g., permitting electronic submissions of responses, and the basis for the decision for adopting this means of collection. Also describe any consideration of using information technology to reduce burden.*

The information may be submitted electronically.

4. *Describe efforts to identify duplication. Show specifically why any similar information already available cannot be used or modified for use for the purposes described in item 2 above.*

We do not currently collect this information and do not believe there is similar information already available for use elsewhere.

5. *If the collection of information impacts small businesses or other small entities, describe any methods used to minimize the burden.*

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 that absolutely necessary to ensure effective deployment of a national, interoperable public safety broadband network.

6. *Describe the consequences to Federal program or policy activities if the collection is not conducted or is conducted less frequently, as well as any technical or legal obstacles to reducing the burden.*

This information collection is designed to provide the minimal amount of information to the Commission necessary to ensure the development of an effective national, interoperable public safety broadband network. It is designed to benefit public safety entities and the people of their communities, not the federal government. Any reduction in the frequency of this activity would result in a proportional loss of benefit and would cause a delay in the implementation of an effective national, interoperable public safety broadband network and would reduce national, state and local emergency responses to the public and could cause loss of life and property.

7. *Explain any special circumstances that would cause an information collected in a manner inconsistent with the guidelines in 5 C.F.R. § 1320.5(d)(2).*

This collection of information is consistent with the guidelines in 5 CFR 1320.5(d)(2).

8. *If applicable, provide a copy and identify the date and page number of publication in the Federal Register of the agency's notice, required by 5 C.F.R. § 1320.5(d), soliciting comments on the information prior to submission to OMB. Summarize public comments received in response to that notice and describe actions taken by the agency in response to those comments. Describe efforts to consult with persons outside the agency to obtain their views on the availability of data, frequency of collection, the clarity of instructions and recordkeeping, disclosure, or reporting format (if any), and on the data elements to be recorded, disclosed, or reported.*

The Commission published a 60 day notice in the Federal Register on March 17, 2011 (76 FR 14664), pursuant to 5 CFR 1320.8(d) seeking comments from the public on the information collection requirements contained in this supporting statement. No comments were received from the public.

9. *Explain any decision to provide any payment or gift to respondents, other than remuneration of contractors or grantees.*

No payment or gift was provided to the respondents.

10. *Describe any assurance of confidentiality provided to respondents and the basis for the assurance in statute, regulation, or agency policy.*

There is no general need for confidentiality. However, Petitioners may, as appropriate, request confidential treatment of information pursuant to Section 0.459 of Commission rules.

11. *Provide additional justification for any questions of a sensitive nature*

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

12. *Provide estimates of the hour burden of the collection of information. The statement should: indicate the number of respondents, frequency of responses, annual hour burden, and an explanation of how the burden was estimated. If the hour burden on respondents is expected to vary widely because of differences in activity, size or complexity, show the range of estimated hour burden, and explain the reasons for the variance.*

The following is provided for burden estimates for the 100 respondents to this information collection. These estimates are based on FCC staff's knowledge and familiarity with the availability of the data required.

<b><u>Number of Responses</u></b>	<b><u>Hourly Burden per Respondent</u></b>
100 LTE Certifications	5 hours

100 LTE Certifications x 5 hours/certification = **500 hours**

**Total Annual Burden Hours = 500 hours.**

**In-House Cost:** We assume that an engineer at the station/system would be responsible for these requirements. We estimate that this engineer would have an average salary of \$60/hour.

500 burden hours x \$60/hour = \$30,000

Total "In-House Cost" = **\$30,000**

*13. Provide an estimate of the total annual cost burden to respondents or record keepers resulting from the collection of information. Do not include the cost of any hour burden shown in items 12 and 14.*

**Annual Cost Burden to the Respondent:** There is no cost burden to respondents resulting from the collection of information.

*14. Provide estimates of annualized costs to the Federal government. Also provide a description of the method used to estimate cost, which should include quantification of hours, operational expenses (such as equipment, overhead, printing, and support staff), and any other expenses that would not have been incurred without this collection of information.*

Cost to the Federal Government: The Commission will use staff at the GS-13 step 5 grade level (\$48.35/ hour) to process the information submitted to the Commission in connection with these requirements.

100 LTE Certifications x 5 hours x \$48.35 = \$24,175.

**Total Cost to the Federal Government = \$24,175.**

*15. Explain the reasons for any program changes or adjustments reported.*

This is a new information collection which adds 100 respondents, 100 responses and 500 burden hours to OMB's inventory once approved.

*16. For collections of information whose results will be published, outline plans for tabulation and publication.*

The data will not be published.

*17. If seeking approval to not display the expiration date for OMB approval of the information collection, explain the reason that a display would be inappropriate*

The Commission is not seeking OMB approval to not display the OMB expiration date. A list of OMB-approved information collections displaying the OMB titles, OMB expiration dates and OMB Control Numbers is in 47 CFR Section 0.408 of the Commission's rules.

*18. Explain any exceptions to the statement certifying compliance with 5 C.F.R. § 1320.9 and the related provisions of 5 C.F.R. § 1320.8(b)(3).*

The Commission published a 60 day notice in the Federal Register on March 17, 2011 (76 FR 14664), pursuant to 5 CFR 1320.8(d) seeking comments from the public on the information collection requirements contained in this supporting statement. In the notice, business or other for profit entities were included as respondents to this collection. They should not have been included. The only respondents to this collection are not for profit institutions and state, local or Tribal government. There are no other exceptions to the certification statement.

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

No statistical methods are employed.