

SUPPORTING STATEMENT

A. Justification:

1. 47 CFR 73.1207 requires that licensees of broadcast stations obtain written permission from an originating station prior to retransmitting any program or any part thereof. A copy of the written consent must be kept in the station's files and made available to the FCC upon request. Section 73.1207 also specifies procedures that broadcast stations must follow when rebroadcasting time signals, weather bulletins, or other material from non-broadcast services.

47 CFR 74.784(b) states that a licensee of a low power television or TV translator station shall not rebroadcast the programs of any other TV broadcast station without obtaining prior consent of the station whose signals or programs are proposed to be retransmitted. Section 74.784(b) requires licensees of low power television and TV translator stations to notify the Commission when rebroadcasting programs or signals of another station. This notification shall include the call letters of each station rebroadcast. The licensee of the low power television or TV translator station shall certify that written consent has been obtained from the licensee of the station whose programs are retransmitted.

47 CFR 74.1284 requires that the licensee of a FM translator station obtain prior consent to rebroadcast programs of any broadcast station or other FM translator. The licensee of the FM translator station must notify the Commission of the call letters of each station rebroadcast and must certify that written consent has been received from the licensee of that station. Also, AM stations are allowed to use FM translator stations¹ to rebroadcast the AM signal.

The Commission is trying to get OMB control number 3060-0250 reinstated into the Office of Management and Budget's (OMB's) inventory. The OMB control number was omitted out of OMB's database due to a mishap in ROCIS. The Commission wants to continue to collect the information collection requirements that were previously approved under OMB control number 3060-0250.

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), 325(a) of the Communications Act of 1934, as amended.

2. For Section 73.1207, this written consent assures the Commission that the broadcast station has obtained prior authorization for retransmission of a program. For Section 74.784(b), the FCC staff uses the data collected to ensure compliance with Section 325(a) of the Communications Act, as amended, which states that no broadcasting station shall rebroadcast the program, or any part thereof, of another broadcasting station without the express authority of the originating station. For Section 74.1284, the FCC staff uses the data collected to update records and to ensure compliance with FCC rules and regulations.

¹ FM translator stations are low power facilities licensed for the limited purpose of retransmitting the signals of either a full power radio station or another translator station. 47 C.F.R. § 74.1201.

3. These are simple notification/recordkeeping requirements. Use of information technology is not feasible for this disclosure of information.
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 have a significant economic impact on a substantial number of small entities/businesses.
6. The frequency for this collection of information is determined by respondents, as necessary.
7. This collection of information is consistent with the guidelines in 5 CFR Section 1320.5(d)(2).
8. The Commission published a notice in the *Federal Register* seeking public comment on the information collections contained in this supporting statement, *see* 78 FR 76294, published December 17, 2013. No comments were received from the public.
9. No payment or gift was provided to the respondents.
10. There is no need for confidentiality with this collection of information.
11. This collection of information does not address any private matters of a sensitive nature.

OMB Control Number: 3060-0250
Title: Sections 73.1207, 74.784, and 74.1284, Rebroadcasts

February 2014

12. We report the following public burden:

<u>Number of Respondents</u>	<u>Number of Filings/ Responses</u>	<u>Total Number of Notices/ Responses</u>	<u>Respondent's Burden Hours</u>	<u>Total Annual Burden Hours</u>	<u>Hrly. In-House Cost²</u>	<u>Total Annual In-House Cost</u>
Section <u>73.1207</u>						
1,012	1	1,012	0.5 hours	506 hours	\$48.08	\$24,328.48
4,550	2	9,100	0.5 hours	4,550 hours	\$48.08	\$218,764.00
Section <u>74.784(b)</u>						
400	1	400	0.5 hours	200 hours	\$48.08	\$ 9,616.00
Section <u>74.1284(b)</u>						
400	1	400	0.5 hours	200 hours	\$48.08	\$ 9,616.00
<u>100</u>	1	<u>100</u>	0.5 hours	<u>50 hours</u>	\$48.08	<u>\$ 2,404.00</u>
6,462 Respondents		11,012 Responses		5,506 Hours		\$264,728.48 In-house Cost

Total Number of Annual Respondents: 6,462 Licensees

Total Number of Annual Responses: 11,012 Notifications

Total Annual Burden Hours: 5,506

Total Annual "In-house" Cost: \$264,728.48

These estimates are based on FCC staff's knowledge and familiarity with the availability of the data required.

² The respondent's salary is estimated to be \$100,000/year or \$48.08/hour.

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: The Commission will use staff at the GS-7 level, step 5 (\$23.15/hour) to process these notifications (Sections 74.784 and 74.1284). We estimate processing time at 15 minutes.

Total cost to the Federal Government: 900 notifications x 0.25 hours/notice x \$23.15/hour = **\$5,208.75**

15. There are no adjustments to this collection. There are program changes/increases to this collection of 5,506 hours. These program changes are due to the Commission wanting to reinstate this collection due to a computer mishap in ROCIS in which the control number was omitted from OMB's inventory.

16. The data will not be published.

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

18. There are no exceptions to the Certification Statement.

B. Collections of Information Employing Statistical Methods:

No statistical methods are employed.