

SUPPORTING STATEMENT

**A. Justification:**

1. On September 29, 1998, the Commission, via the First Report and Order and Third Notice of Proposed Rulemaking, FCC 98-191, in WT Docket No. 96-86, amended its service rules to allow entities applying to the Commission for license to share the radio station on a non-profit cost sharing basis.

Section 90.179 requires Part 90 licensees that share use of their private land mobile radio (PLMR) facility on a non-profit, cost-shared basis to prepare and keep a written sharing agreement as part of the station records. The written agreement would set out: the method of sharing, the components of the system which are covered by the sharing arrangements, the method by which costs are to be apportioned, and acknowledgement that all shared transmitter use must be subject to the licensee's control.

The Commission is seeking an extension this information collection in order to obtain the full three-year clearance from the Office of Management and Budget (OMB).

Statutory authority for this collection of information is contained in Sections 4(i), 11, 303(g), 303(r), and 332(c)(7) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 161, 303(g), 303(r), 332(c)(7) unless otherwise noted.

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

2. These requirements are necessary to identify users of the systems should interference problems develop. This information is used by the Commission to investigate interference complaints and resolve interference and operational complaints that may arise among the users.

3. Prior to finalizing rule makings the Wireless Telecommunications Bureau conducts an analysis to ensure that improved information technology may be used to reduce the burden on the public. This analysis considers the possibility of obtaining and/or computer-generating the required data from existing data bases in the Commission or other federal agencies.

4. This agency does not impose 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, regardless of size. The Commission has limited the information requirements to those absolutely necessary for

evaluating and processing each application and to deter against possible abuses of the processes.

6. This information is entered at the time the sharing arrangement is established and at times when additional sharers are added-on the system. Accordingly, there is no way of collecting the information less frequently.

7. Current data collection is consistent with 5 CFR 1320.5.

8. The Commission initiated a 60-day public comment period which appeared in the Federal Register on June 17, 2022 (87 FR 36499). No comments were received as a result of the Notice.

9. Respondents will not receive any payments associated with this collection.

10. There is no need for confidentiality with this collection of information.

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

12. There are approximately 43,000 entities may be required to prepare sharing agreements, and that the burden would be about .75 hours per written sharing agreement, as prepared by in-house attorneys (comparable to a GS-13 step 5 grade level, \$58.01/hour), for a total of 32,250 burden hours. We assume that the records will be maintained by in-house clerical personnel (comparable to a GS-8 step 5 grade level, \$30.46/hour), for a total burden of 10,750 requiring 15 minutes of clerical effort per response.

|   |                            |
|---|----------------------------|
| 43,000 respondents x 45 minutes (.75 hrs./Atty) =           | <b>32,250 hours</b>        |
| 43,000 records x 15 minutes (.25 hrs./clerical personnel) = | <b><u>10,750 hours</u></b> |
| <b>TOTAL BURDEN HOURS ARE:</b>                              | <b>43,000</b>              |

hours

**Total Number of Respondents: 43,000**

**Total Number of Annual Responses: 43,000**

**Total In-House Cost:**

|   |                             |
|---|-----------------------------|
| 43,000 respondents x 45 minutes (.75 hrs./Atty) x \$58.01/hour =      | <b>\$1,870,822.50</b>       |
| 43,000 records x 15 minutes (.25 hrs./clerical personnel) x \$30.46 = | <b><u>\$ 327,445.00</u></b> |
|   | <b>\$2,198,267.50</b>       |

13. Estimate of cost to respondents: There are no external costs to the respondents.

- a. There are no capital or start-up costs.
- b. There are no operational or maintenance costs.

14. Estimate of cost to the Federal Government: None.
15. There are no program changes or adjustments to this collection.
16. The data will not be published for statistical use.
17. We do not seek approval to not display the expiration date for OMB approval of the information collection.
18. There are no exceptions to certification statement.

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

No statistical methods are employed.