

SUPPORTING STATEMENT

A. Justification:

1. The Federal Communications Commission (“Commission”) is requesting that the Office of Management and Budget (OMB) approve an extension of the information collection titled, “28 GHz Band” under OMB Control No. 3060-0768.

The information collection requirements that remain in this current collection are as follows:

Local Multipoint Distribution Systems (LMDS) licensees are required to serve copies of their applications on all Non-Geostationary Mobile Satellite Service (NGSO/MSS) applicants (Section 101.147).

NGSO/MSS feeder link earth stations must specify a set of geographic coordinates for location of these earth stations, 15 days after the release of a public notice announcing commencement of LMDS auctions (Section 101.147).

The statutory authority for this collection of information for Part 101 is contained in 47 U.S.C. Section 154, 303, unless otherwise noted.

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

2. The information is used by the Commission and other applicants and/or licensees in the 28 GHz band to facilitate technical coordination of systems among applicants and/or licensees in the 28 GHz band. Without such information, the Commission could not implement the Commission’s band plan.

3. The information collection requirements included in this collection does not involve the use of electronic collection techniques. Therefore, zero percent of the information is collected electronically.

4. The agency does not impose a similar information collection on the respondents. There is no similar data available.

5. This collection of information does not have a significant impact on small entities or businesses. The burden to respondents is minimal.

6. Affected applicants and licensees are required to provide the requested information to the Commission and other third parties whenever they seek authority to provide service in the 28 GHz band. The frequency of filing is, in general, determined by the applicant or licensees. If this information is compiled less frequently or not filed in conjunction with our rules, applicants and

licensees will not obtain the authorization necessary to provide telecommunications services. Furthermore, the Commission would not be able to carry out its mandate as required by statute and applicants and licensees would not be able to provide service effectively.

7. This collection of information is consistent with the guidelines in 5 C.F.R. Section 1320.5(d) (2).
8. On August 30, 2022, a 60-day notice was published in the Federal Register (87 FR 52969) to solicit public comments on this information collection. No comments were received from the public in response to the notice.
9. The Commission will not provide any payment or gift to respondents.
10. There is no need for confidentiality of information contained in the filings.
11. This information collection does not contain questions of a sensitive nature.
12. The Commission estimates that there are 17 responses and 17 respondents and a total of 34 annual burden hours in this information collection. The estimate of Burden Hours and Respondent Costs are summarized in the chart below.

Explanation of Burden Estimate	Number of Responses	Time Per Response	Total Annual Burden Hours
47 CFR 101.147 LMDS licensees are required to serve copies of their applications on all NGSO/MSS applicants	15	2 (Third Party Disclosure)	30
47 CFR 101.147 NGSO/MSS feeder link earth stations must specify a set of geographic coordinates for the location of these earth stations, 15 days after the release of a public notice announcing the commencement of LMDS auctions	2	2 Hours (On Occasion)	4
Totals:	17 Responses		34 Hours

13. Estimate of the Total Annual Cost Burden to Respondents:

(a). There are no total capital and start up costs incurred by licensees.

(b). The operational and maintenance costs incurred by licensees are summarized below.

The Commission estimates that the applicants/licensees will hire outside legal and/or engineering assistance at the rate of \$275 per hour for 50 percent of the responses (9).¹ The outside party will spend two hours per response.

9 responses x \$275 per hour x 2 hours per submission = \$4,950 total cost for outside legal/engineering assistance

(c). The Total Costs: **\$4,950**

14. Estimates of Annualized Costs to the Federal Government: None.

Therefore, there are no annualized costs to the Federal government.

15. There are no program changes or adjustments in this information 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 the Certification Statement.

B. Collections of Information Employing Statistical Methods

No statistical methods are employed.

¹ The respondent will forward the responses to the outside party for assistance once the respondent has completed his/her part with the response as accounted for under question #12.