OMB Control Number: 3060-0562 **November 2026**
Title: Section 76.916, Petition for Recertification

SUPPORTING STATEMENT

A. Justification

1. 47 CFR 76.916 provides that a franchising authority wishing to assume jurisdiction to regulate basic cable service and associated equipment rates after its request for certification has been denied or its existing certification revoked, must file a petition for recertification with the Commission. The petition must be accompanied by a copy of the earlier decision denying or revoking certification and served on the cable operator and on any interested party that participated in the proceeding denying or revoking the original certification. Oppositions to petitions may be filed within 15 days after the petition is filed and must be served on the petitioner. Replies may be filed within seven days of filing of oppositions and must be served on the opposing parties. The petition must meet the requirements set forth in 47 U.S.C. 543(a)(3), state that the cable system is not subject to effective competition, and contain a clear showing, supported by either objectively verifiable data such as a state statute, or by affidavit, that the reasons for the earlier denial or revocation no longer pertain.

The Commission is requesting a three-year extension of this information collection from the Office of Management and Budget (OMB).

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

Statutory authority for the collection of information is contained in Sections 4(i) and 623 of the Communications Act of 1934, as amended.

2. This information is used by the Commission to determine whether a franchising authority wishing to assume jurisdiction to regulate basic service and associated equipment rates after its request for certification has been denied or existing certification revoked, meets the eligibility criteria set forth in Section 623(a)(6) of the Communications Act of 1934, as amended.

3. We do not believe that the use of information technology is feasible in this situation.

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

5. This collection of information does not have a significant impact on a substantial number of small businesses/entities.

6. If this collection of information were not conducted, franchising authorities would not have an opportunity to establish their qualifications after their initial request for certification is denied or revoked.

7. There are no special circumstances associated with this collection of information.

8. The Commission published a Notice (91 FR 57596) in the *Federal Register* on September 10, 2026 seeking comments on the information collection requirements contained in this collection. No comments were submitted to the Commission following publication of the Notice.

9. There are no gifts or payments given to respondents for complying with this information collection requirement.

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.
12. We estimate that franchising authorities will annually initiate no more than one petition for recertification. We estimate that the annual burden to complete all aspects of each petition process is 10 hours for each petitioning party and 10 hours for each responding party.

Total Number of Annual Respondents = 1 petitioner + 1 opposing party = **2**

Total Number of Annual Responses = 1 petition + 1 opposition + 1 reply filing = **3**

Annual Hour Burden:

1 petition x 10 hours/petition = 10 hours
1 opposition x 10 hours/filing = 10 hours
1 reply filing x 10 hours/filing = 10 hours
Total Annual Burden Hours = 30 hours

Estimates of annualized cost to respondents for the hour burdens for collections of information ("In-house costs"): We estimate respondents will use in-house legal staff paid at an average hourly wage of $48.08 per hour ($100,000/year) to undergo the filing process.

1 petition x 10 hours/petition x $48.08/hour = $480.80
1 opposition x 10 hours/filing x $48.08/hour = $480.80
1 reply filings x 10 hours/filing x $48.08/hour = $480.80
Total Annual "In-house" Cost: $1,442.40

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

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 professional staff member is paid at the GS-14 step 5 grade level, the managerial staff member is paid at the GS 15 step 5 grade level and the clerical staff member is paid at the GS-5 step 5 grade level. Therefore, the total cost to the government is as follows:

	Hours per Case	**Cost per Hour**	**Cost per Case**
Professional	38 hours	$78.15	$2,969.70
Managerial	1 hour	$91.93	$ 91.93
Clerical	1 hour	$25.31	$ 25.31
Totals	**40.0 hrs**.		**$3,086.94**

$2,990.16 x 3 filings = **$9,260.82 Total Cost to the Federal Government**

15. There are no program changes or adjustments to the collections.

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

This information collection does not employ any statistical methods.