



## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 74

[MB Docket No. 03-185; FCC 23-58; FR ID 192560]

### Digital Low Power Television and Television Translator Stations

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; announcement of effective date.

**SUMMARY:** In this document, the Federal Communications Commission (Commission) announces that the Office of Management and Budget (OMB) has approved the information collection requirements associated with the Commission's rules in a Report and Order which adopts rules to clarify for all stakeholders the status of LPTV FM6 service and codify that these services may be provided by a group of 14 existing FM6 stations, and only by those stations. This document is consistent with the Commission's Report and Order, which stated that the Commission would publish a document in the *Federal Register* announcing the effective date of those rules.

**DATES:** The amendments to 47 CFR 74.790(o)(9) and (10) are published at 88 FR 59455, August 29, 2023, are effective as of **[INSERT DATE OF PUBLICATION IN THE FEDERAL REGISTER]**, except for the portion of OMB Control No. 3060-0386 that approves the one-time requirement that FM6 LPTV stations notify the Media Bureau via letter filing as to whether they will continue FM6 operations and confirm their precise FM6 operational parameters. We establish **[INSERT DATE 30 DAYS FROM THE DATE OF PUBLICATION]** as the deadline for filing this notification with the Bureau.

**FOR FURTHER INFORMATION CONTACT:** Shaun Maher, Video Division, Media Bureau at (202) 418-2324 or, Mark Colombo, Video Division, Media Bureau at (202) 418-7611 or [Mark.Colombo@fcc.gov](mailto:Mark.Colombo@fcc.gov). For additional information concerning the Paperwork Reduction Act (PRA) information collection requirements contained in this document, contact Cathy Williams at 202-418-2918, or [Cathy.Williams@fcc.gov](mailto:Cathy.Williams@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This document announces that, on **December 5, 2023**, OMB approved the information collection requirements contained in §§ 74.790(o)(9) and 74.790(o)(10) of the Commission's rules. The OMB Control Numbers are 3060-0110, 3060-0214, and 3060-0386. The

Commission publishes this document as an announcement of the effective date of these rules. If you have any comments on the burden estimates listed below, or how the Commission can improve the collections and reduce any burdens caused thereby, please contact Cathy Williams, Federal Communications Commission, Room 3-317, 45 L Street, NE, Washington, DC 20554. Please include the OMB Control Number, 3060-0110, or 3060-0214, or 3060-0386, in your correspondence. The Commission will also accept your comments via email at [PRA@fcc.gov](mailto:PRA@fcc.gov).

To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer and Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY).

### **Synopsis**

As required by the Paperwork Reduction Act of 1995 (44 U.S.C. 3507), the FCC is notifying the public that it received final OMB approval on December 5, 2023, for the information collection requirements contained in §§ 74.790(o)(9) and 74.790(o)(10) of the Commission's rules.

Under 5 CFR 1320, an agency may not conduct or sponsor a collection of information unless it displays a current, valid OMB Control Number.

No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act that does not display a current, valid OMB Control Number.

The foregoing notice is required by the Paperwork Reduction Act of 1995, Pub. L. 104-13, October 1, 1995, and 44 U.S.C. 3507.

The total annual reporting burdens and costs for the respondents are as follows:

**OMB Control Number:** 3060-0110.

**OMB Approval Date:** December 5, 2023.

**OMB Expiration Date:** December 31, 2026.

**Title:** FCC Form 2100, Application for Renewal of Broadcast Station License, LMS Schedule 303-S.

**Form Number:** FCC 2100, LMS Schedule 303-S.

**Respondents:** Business or other for-profit entities; Not for profit institutions; State, Local or Tribal Governments.

**Number of Respondents and Responses:** 5,140 respondents, 5,140 responses.

**Estimated Time per Response:** 0.5 hours-12 hours.

**Frequency of Response:** On occasion reporting requirement; Every eight-year reporting requirement; Third party disclosure requirement.

**Total Annual Burden:** 14,868 hours.

**Total Annual Costs:** \$3,994,164.

**Obligation of Response:** Required to obtain or retain benefits. The statutory authority for the collection is contained sections 154(i), 303, 307 and 308 of the Communications Act of 1934, as amended, and section 204 of the Telecommunications Act of 1996.

**Needs and Uses:** On July 20, 2023, the Commission adopted Amendment of Parts 73 and 74 of the Commission's Rules to Establish Rules for Digital Low Power Television and Television Translator Stations, Fifth Report and Order, FCC 23-58 (rel. July 20, 2023) (FM6 Report and Order). The Commission adopted a new requirement that FM6 LPTV stations certify in their license renewal application that they have continued to provide FM6 operations in accordance with the FM6 rules during their prior license term. The Commission delegated authority to the Media Bureau to determine the most appropriate means for these stations to make such certification, be it by an attachment to the renewal application or some other reasonable means. This requirement is contained in 47 CFR 74.790(o)(10). This submission is being made to the Office of Management and Budget (OMB) for approval of the renewal certification requirement for FM6 LPTV stations as adopted in the FM6 Report and Order. Since the certification will be included as an additional exhibit to the existing form, it did not necessitate changes to LMS Form 2100 Schedule 303-S.

**OMB Control Number:** 3060-0214.

**OMB Approval Date:** December 5, 2023.

**OMB Expiration Date:** December 31, 2026.

**Title:** Sections 73.3526 and 73.3527, Local Public Inspection Files; Sections 73.1212, 76.1701 and 73.1943, Political Files.

**Form Number:** N/A.

**Respondents:** Business or other for profit entities; Not for profit institutions; State, Local or Tribal government; Individuals or households.

**Number of Respondents:** 23,819 respondents; 66,392 responses.

**Estimated Time per Response:** 1-52 hours.

**Frequency of Response:** On occasion reporting requirement, Recordkeeping requirement, Third party disclosure requirement.

**Obligation to Respond:** Required to obtain or retain benefits. Statutory authority for these collections is contained in sections 151, 152, 154(i), 303, 307, 308, and 315 of the Communications Act of 1934, as amended.

**Total Annual Burden:** 2,065,841 hours.

**Total Annual Cost:** No cost.

**Needs and Uses:** On July 20, 2023, the Commission adopted Amendment of Parts 73 and 74 of the Commission's Rules to Establish Rules for Digital Low Power Television and Television Translator Stations, Fifth Report and Order, FCC 23-58 (rel. July 20, 2023) (FM6 Report and Order). The Commission adopted a new requirement that FM6 LPTV stations maintain a public inspection file similar to the requirement in the rule for FM radio stations. This submission is being made to the Office of Management and Budget (OMB) for approval of the local public inspection file requirement for FM6 LPTV stations as adopted in the FM6 Report and Order. This requirement is contained in 47 CFR 73.3526.

**OMB Control No.:** 3060-0386.

**Title:** Special Temporary Authorization (STA) Requests; Notifications; and Informal Filings; Sections 1.5, 73.1615, 73.1635, 73.1740 and 73.3598; CDBS Informal Forms; Section 74.788; Low Power Television, TV Translator and Class A Television Digital Transition Notifications; Section 73.3700(b)(5), Post Auction Licensing; Section 73.3700(f).

**Form No.:** None.

**Respondents:** Business or other for-profit entities; Not for profit institutions; State, local or Tribal government.

**Number of Respondents and Responses:** 5,537 respondents and 5,537 responses.

**Estimated Time per Response:** 0.50-4.0 hours.

**Frequency of Response:** One-time reporting requirement and on occasion reporting requirement.

**Obligation To Respond:** Required to obtain or retain benefits. The statutory authority for this collection is contained in 47 U.S.C. 151, 154(i), 157 and 309(j) as amended; Middle Class Tax Relief and Job Creation Act of 2012, Public Law 112-96, 6402 (codified at 47 U.S.C. 309(j)(8)(G)), 6403 (codified at 47 U.S.C. 1452), 126 Stat. 156 (2012) (Spectrum Act); and sections 1, 4(i) and (j), 7, 301, 302, 303, 307, 308, 309, 312, 316, 318, 319, 324, 325, 336, and 337 of the Communications Act of 1934, as amended.

**Total Annual Burden:** 4,353 hours.

**Annual Cost Burden:** \$1,834,210.

**Needs and Uses:** On July 20, 2023, the Commission adopted Amendment of Parts 73 and 74 of the Commission's Rules to Establish Rules for Digital Low Power Television and Television Translator Stations, Fifth Report and Order, FCC 23-58 (rel. July 20, 2023) (FM6 Report and Order). The Commission adopted a one-time requirement that FM6 LPTV stations notify the Media Bureau via letter filing as to whether they will continue FM6 operations and confirm their precise FM6 operational parameters. In addition, in the FM6 Report and Order, the Commission adopted a rule, 47 CFR 74.790(o)(9) that requires FM6 LPTV stations that are permanently discontinuing their FM6 operations to notify the Commission pursuant to section 73.1750 of the rules. This submission is being made to the Office of Management and Budget (OMB) for approval of the one-time letter notification and discontinuation of operations notification requirements for FM6 LPTV stations as adopted in the FM6 Report and Order.

Federal Communications Commission.

**Marlene Dortch,**  
*Secretary.*

[FR Doc. 2023-28618 Filed: 12/27/2023 8:45 am; Publication Date: 12/28/2023]