

notification unless there are changes to the reported information; EPCRA section 304 notification is only when a release occurs from the facility.

*Estimated Total Annual Hour Burden:* 295,756 hours.

*Estimated Total Annual Cost:* \$13,134,444, including \$68,719 annualized O&M costs. There are no capital costs associated with this ICR.

*Changes in the Estimates:* Based on the information received from the Regions, the number of facilities subject to section 302 increased by 18,080 from the previous ICR. EPA also noticed that the release notification calls to the National Response Center also increased by 10,502 from the previous ICR. EPA underestimated the burden incurred by facilities in developing written follow-up reports under section 304 in previous ICRs. In this ICR, EPA developed an average for the burden incurred to comply with section 304 reporting based on the information provided by industries that the Agency contacted.

Due to the reasons above, there is an increase of 112,409 hours in the estimated average annual burden in this ICR from what is currently approved.

Dated: March 18, 2009.

**John Moses,**

*Acting Director, Collection Strategies Division.*

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## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collection(s) Being Submitted for Review to the Office of Management and Budget

March 18, 2009.

**SUMMARY:** The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s), as required by the Paperwork Reduction Act (PRA) of 1995, 44 U.S.C. 3501-3520. An agency may not conduct or sponsor a collection of information unless it displays a currently valid 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 (PRA) that does not display a valid control number. Comments are requested concerning (a) Whether the proposed collection of

information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

**DATES:** Written Paperwork Reduction Act (PRA) comments should be submitted on or before April 23, 2009. If you anticipate that you will be submitting PRA comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the FCC contact listed below as soon as possible.

**ADDRESSES:** Direct all PRA comments to Nicholas A. Fraser, Office of Management and Budget, (202) 395-5887, or via fax at 202-395-5167 or via the Internet at [Nicholas\\_A.Fraser@omb.eop.gov](mailto:Nicholas_A.Fraser@omb.eop.gov) and to [Judith-B.Herman@fcc.gov](mailto:Judith-B.Herman@fcc.gov), Federal Communications Commission, or an e-mail to [PRA@fcc.gov](mailto:PRA@fcc.gov). To view a copy of this information collection request (ICR) submitted to OMB: (1) Go to the Web page <http://reginfo.gov/public/do/PRAMain>, (2) look for the section of the Web page called "Currently Under Review", (3) click on the downward-pointing arrow in the "Select Agency" box below the "Currently Under Review" heading, (4) select "Federal Communications Commission" from the list of agencies presented in the "Select Agency" box, (5) click the "Submit" button to the right of the "Select Agency" box, and (6) when the list of FCC ICRs currently under review appears, look for the title of this ICR (or its OMB Control Number, if there is one) and then click on the ICR Reference Number to view detailed information about this ICR.

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collection(s), contact Judith B. Herman at 202-418-0214 or via the Internet at [Judith-B.Herman@fcc.gov](mailto:Judith-B.Herman@fcc.gov).

#### SUPPLEMENTARY INFORMATION:

**OMB Control Number:** 3060-0718.  
**Title:** Part 101 Rule Sections Governing the Terrestrial Microwave Fixed Radio Service.

**Form No.:** N/A.

**Type of Review:** Extension of a currently approved collection.

**Respondents:** Business or other for-profit, not-for-profit institutions, and state, local or tribal government.

**Number of Respondents:** 9,500 respondents; 27,292 responses.

**Estimated Time Per Response:** .25-3 hours.

**Frequency of Response:** On occasion and every 10 reporting requirements, third party disclosure requirement and recordkeeping requirement.

**Obligation to Respond:** Required to obtain or retain benefits. Statutory authority for this information collection is contained in 47 U.S.C. sections 151, 154(i), 301, 303(f), 303(g), 303(r), 307, 308, 309, 310 and 316.

**Total Annual Burden:** 35,242 hours.

**Total Annual Cost:** \$553,000.

**Privacy Act Impact Assessment:** No.

**Nature and Extent of Confidentiality:** No questions of a confidential nature are asked.

**Needs and Uses:** The Commission will submit this information collection (IC) to the OMB as an extension during this comment period to obtain the full three-year clearance from them. The Commission is reporting a decrease in the total annual burden hours due to 500 fewer respondents and reflects revised estimates based on updated licensing data. Additionally, the Commission is reporting a significant increase in the estimated number of responses for each rule section that is under this OMB control number. Finally, the Commission is reporting a \$79,000 increase in the annual respondent costs due to an adjustment or recalculation of those cost estimates.

Part 101 rule sections require various information to be reported to the Commission, coordinated with third parties, posting requirements, notification requirements to the public and recordkeeping requirements maintained by the respondent to determine the technical, legal and other qualifications of applications to operate a station in the public and private operational fixed services.

The information is used to determine whether the public interest, convenience and necessity are being served as required by 47 U.S.C. section 309. The Commission staff also use this information to ensure that applicants and licensees comply with ownership and transfer restrictions imposed by 47 U.S.C. section 310.

Federal Communications Commission.

**Marlene H. Dortch,**  
*Secretary.*

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