



**6712-01**

**FEDERAL COMMUNICATIONS COMMISSION**

**[OMB 3060-1103]**

**Information Collection Being Reviewed by the Federal Communications**

**Commission under Delegated Authority**

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice and request for comments.

**SUMMARY:** As part of its continuing effort to reduce paperwork burdens, and as required by the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501-3520), the Federal Communications Commission (FCC or Commission) invites the general public and other Federal agencies to take this opportunity to comment on the following information collections. Comments are requested concerning: 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; the accuracy of the Commission's burden estimate; ways to enhance the quality, utility, and clarity of the information collected; 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; and ways to further reduce the information collection burden on small business concerns with fewer than 25 employees.

The FCC may not conduct or sponsor a collection of information unless it displays a currently valid OMB control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the PRA that does not display a valid OMB control number.

**DATES:** Written PRA comments should be submitted on or before **[INSERT DATE 60 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER]**. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

**ADDRESSES:** Direct all PRA comments to Cathy Williams, FCC, via email PRA@fcc.gov and to Cathy.Williams@fcc.gov.

**FOR FURTHER INFORMATION CONTACT:** For additional information about the information collection, contact Cathy Williams at (202) 418-2918.

**SUPPLEMENTARY INFORMATION:**

**OMB Control Number:** 3060-1103.

**Title:** Section 76.41 Franchise Application Process.

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

**Form Number:** N/A.

**Respondents:** State, local or tribal government, Business or other for profit entities.

**Number of Respondents and Responses:** 22 respondents and 40 responses.

**Estimated Hours per Response:** 0.5 to 4 hours.

**Frequency of Response:** On occasion reporting requirements; Third party disclosure requirement.

**Total Annual Burden:** 90 hours.

**Total Annual Cost:** No cost.

**Privacy Impact Assessment:** No impact(s).

**Nature of Response:** Required to obtain or retain benefits. The statutory authority for this collection is contained in 47 U.S.C. 151, 152, 154(i), 157nt, 201, 531, 541 and 542.

**Confidentiality:** There is no need for confidentiality required with this collection of information.

**Needs and Uses:** The information collection requirements are as follows:

**47 CFR 76.41(b)** requires a competitive franchise applicant to include the following information in writing in its franchise application, in addition to any information required by applicable state and local laws:

- (1) The applicant's name;
- (2) The names of the applicant's officers and directors;
- (3) The business address of the applicant;
- (4) The name and contact information of a designated contact for the applicant;
- (5) A description of the geographic area that the applicant proposes to serve;
- (6) The PEG channel capacity and capital support proposed by the applicant;
- (7) The term of the agreement proposed by the applicant;
- (8) Whether the applicant holds an existing authorization to access the public rights-of-way in the subject franchise service area;
- (9) The amount of the franchise fee the applicant offers to pay; and
- (10) Any additional information required by applicable state or local laws.

**47 CFR 76.41(d)** states when a competitive franchise applicant files a franchise application with a franchising authority and the applicant has existing authority to access public rights-of-way in the geographic area that the applicant proposes to serve, the franchising authority grant or deny the application within 90 days of the date the application is received by the franchising authority. If a competitive franchise applicant does not have existing authority to access public rights-of-way in the geographic area that the applicant proposes to serve, the franchising authority must perform grant or deny the application within 180 days of the date the application is received by the franchising authority. A franchising authority and a competitive franchise applicant may agree in

writing to extend the 90-day or 180-day deadline, whichever is applicable.

**Federal Communications Commission.**

Marlene H. Dortch,

Secretary,

Office of the Secretary.

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