

Act (CWA)); 42 U.S.C. 7401 (Clean Air Act (CAA)); 40 CFR 22.4 (Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits).

**PURPOSE(S):**

The information contained in the system is primarily for the purpose of ALJs to render determinations with respect to matters before them and communicating the determinations to the appropriate individuals and organizations, as well as to the general public. When fully implemented, the electronic filing portion of the system will provide for online filing, tracking, and accounting of filings (e.g., pleadings, motions, briefs, exhibits, orders, and determinations) in all cases, both pending and archived. Other uses of the system and the information contained, therein, include:

- Responding to Freedom of Information Act requests;
- Providing the chief judge management information necessary to assess workload, assign incoming cases and monitor case progress;
- Allowing individual judges to monitor the progress of assigned cases;
- Providing ready access to case docketing information to support staff to enable timely response to complainants, government and private counsel, and respondents concerning the status of a particular case; and
- Promoting adjudicative transparency by providing public access to OALJ litigation documents.

**ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:**

*General Routine Uses A, E, F, G, H, K, and L apply to this system. Records may also be disclosed to the general public.*

**POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:**

- Storage: The records in the system are stored in paper files and computer databases.
- Retrievability: Paper files are retrieved by the names of the parties to a particular case or the docket number. All records stored in computer databases are full-text indexed and are searchable by any data element. Once fully implemented, the general public will be able to access most records over the Internet by any data element.
- Safeguards: Paper records are maintained in lockable file cabinets in secure, access-controlled rooms, areas, or buildings. Computer records are maintained in a secure, password

protected computer database on servers located in secure, access-controlled rooms, areas or buildings at Agency facilities in Research Triangle Park, North Carolina. When fully implemented, the electronic filing portion of the system (known as the "OALJ E-Filing System") will warn the user that information submitted via the OALJ E-Filing System is made public and that users should redact any sensitive PII from the document prior to submitting it. Users of the OALJ E-Filing System must affirm that they have read and understood the warning each time prior to submitting the document electronically. The OALJ published a *Privacy Act Statement & Notice of Disclosure of Confidential and Personal Information* on its Web site, which instructs users how to submit documents that contain un-redacted PII. Notwithstanding this public notice, the OALJ will examine documents submitted for sensitive personally identifiable information (PII) and, if found, redact the PII prior to making the document available to the public. The OALJ Case Tracking System portion of the Case Records System allows the employees of OALJ to exclude specific documents from being published to the Internet.

- Retention and Disposal: The records will be maintained under EPA Records Schedules 508, 509, and 510.
- System Manager(s) Address and Contact Information: Bruce Franklin, Administrative Manager, Office of Administrative Law Judges, Ronald Reagan Building, Room M1200, 1300 Pennsylvania Avenue NW., Washington, DC 20004.

**NOTIFICATION PROCEDURE:**

Any individual who wants to know whether this system of records contains a record about him or her, who wants access to his or her record, or who wants to contest the contents of a record, should make a written request to the EPA FOIA Office, Attn: Privacy Act Officer, MC 2822T, 1200 Pennsylvania Avenue NW., Washington, DC 20460.

**RECORD ACCESS PROCEDURE:**

Request for access must be made in accordance with the procedures described in the EPA's Privacy Act regulations at 40 CFR part 16. Requesters will be required to provide adequate identification, such as a driver's license, employee identification card, or other identifying document. Additional identification procedures may be required in some instances.

**CONTESTING RECORDS PROCEDURES:**

Requests for correction or amendment must identify the record to be changed

and the corrective action sought. Complete EPA Privacy Act procedures are described in EPA's Privacy Act regulations at 40 CFR part 16.

**RECORD SOURCE CATEGORIES:**

Sources include parties to administrative adjudicatory proceedings before the OALJ and the employees within the OALJ. A party may be any persons, including public citizens and representatives of federal, state, or local governments, and businesses who submit documents in contested administrative adjudicatory proceedings before the EPA OALJ.

**SYSTEM EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:**

Nothing in this notice shall allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding. 5 U.S.C. 552a(d)(5).

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**BILLING CODE P**

**FEDERAL COMMUNICATIONS COMMISSION**

**Information Collections Being Submitted for Review and Approval to the Office of Management and Budget**

**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 Communication 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 comments should be submitted on or before October 17, 2014. 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 contacts below as soon as possible.

**ADDRESSES:** Direct all PRA comments to Nicholas A. Fraser, OMB, via email [Nicholas\\_A.Fraser@omb.eop.gov](mailto:Nicholas_A.Fraser@omb.eop.gov); and to Cathy Williams, FCC, via email [PRA@fcc.gov](mailto:PRA@fcc.gov) and to [Cathy.Williams@fcc.gov](mailto:Cathy.Williams@fcc.gov). Include in the comments the OMB control number as shown in the "Supplementary Information" section below.

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collection, contact Cathy Williams at (202) 418-2918. To view a copy of this information collection request (ICR) submitted to OMB: (1) Go to the Web page <<http://www.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, (6) when the list of FCC ICRs currently under review appears, look for the OMB control number of this ICR and then click on the ICR Reference Number. A copy of the FCC submission to OMB will be displayed.

**SUPPLEMENTARY INFORMATION:**

*OMB Control Numbers:* 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; FCC Form 337.

*Form Numbers:* FCC Form 337.

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

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

*Number of Respondents/Responses:* 6,509 respondents; 6,509 responses.

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

*Frequency of Response:* On occasion reporting requirement; One time reporting requirement.

*Total Annual Burden:* 5,325 hours.

*Total Annual Cost:* \$2,126,510.

*Obligation to Respond:* Required to obtain benefits. The statutory authority for this information collection is contained in sections 1, 4(i) and (j), 7, 154(i), 301, 302, 303, 307, 308, 309, 312, 316, 318, 319, 324, 325, 336 and 337 of the Communications Act of 1934, as amended.

*Nature and Extent of Confidentiality:* There is no need for confidentiality with this collection of information.

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

*Needs and Uses:* The FCC Form 337, Application for Extension of Time to Construct a Digital Television Broadcast Station, is used by all low power television, TV translator and Class A television digital permittees to apply for extension of time within which to construct their digital facility. This form must be filed at least sixty, but not more than ninety, days prior to the applicable construction deadline. Applicants who file this form based on financial hardships must retain documentation fully detailing and supporting their financial representations as well as any steps taken to overcome the circumstances preventing construction.

*OMB Control Number:* 3060-1070.

*Title:* Allocation and Service Rules for the 71-76 GHz, 81-86 GHz, and 92-95 GHz Bands.

*Form Number:* N/A.

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

*Respondents:* Business or other for-profit entities; not-for-profit institutions; and State, local, or Tribal Government.

*Number of Respondents:* 504 respondents; 3,000 responses.

*Estimated Time per Response:* 1.5 to 9 hours.

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

*Obligation to Respond:* Required to obtain or retain benefits. Statutory authority for this information collection is contained in 47 U.S.C. 151, 154(i), 303(f) and (r), 309, 316, and 332 of the Communications Act of 1934, as amended.

*Total Annual Burden:* 9,000 hours.

*Total Annual Cost:* \$910,000.

*Privacy Impact Assessment:* N/A.

*Nature and Extent of Confidentiality:* There is no need for confidentiality. The Commission has not granted assurances of confidentiality to those parties submitting the information. In those cases where a respondent believes information requires confidentiality, the

respondent can request confidential treatment and the Commission will afford such confidentiality for 20 days, after which the information will be available to the public.

*Needs and Uses:* The Commission is seeking an extension of this information collection in order to obtain the full three year approval from OMB. There are no program changes to the reporting, recordkeeping and/or third-party disclosure requirements but we are revising estimates based on experience and the possible addition of a fourth database manager. The recordkeeping, reporting, and third party disclosure requirements will be used by the Commission to verify licensee compliance with the Commission rules and regulations, and to ensure that licensees continue to fulfill their statutory responsibilities in accordance with the Communications Act of 1934. The Commission's rules promote the private sector development and use of 71-76 GHz, 81-86 GHz, and 92-95 GHz bands (70/80/90 GHz bands). Such information has been used in the past and will continue to be used to minimize interference, verify that applicants are legally and technically qualified to hold license, and to determine compliance with Commission rules.

*OMB Control Number:* 3060-0906.

*Title:* Annual DTV Ancillary/ Supplemental Services Report for DTV Stations, FCC Form 317; 47 CFR 73.624(g).

*Form Number:* FCC Form 317.

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

*Respondents:* Business or other for-profit entities; Not-for-profit institutions.

*Number of Respondents and responses:* 9,391 respondents, 18,782 responses.

*Frequency of Response:*

Recordkeeping requirement, annual reporting requirement.

*Obligation to Respond:* Required to obtain benefits—Statutory authority for this collection of information is contained in Sections 154(i), 303, 336 and 403 of the Communications Act of 1934, as amended.

*Estimated Time per Response:* 2-4 hours.

*Total Annual Burden:* 56,346 hours.

*Total Annual Costs:* \$1,408,650.

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

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

*Needs and Uses:* Each licensee/ permittee of a digital television (DTV)

station must file on an annual basis FCC Form 317. Specifically, required filers include the following (but we generally refer to all such entities herein as a "DTV licensee/permittee"):

A licensee of a digital commercial or noncommercial educational (NCE) full power television (TV) station, low power television (LPTV) station, TV translator or Class A TV station.

A permittee operating pursuant to digital special temporary authority (STA) of a commercial or NCE full power TV station, LPTV station, TV translator or Class A TV station.

Each DTV licensee/permittee must report whether they provided ancillary or supplementary services at any time during the reporting cycle.

Each DTV licensee/permittee is required to retain the records supporting the calculation of the fees due for three years from the date of remittance of fees. Each NCE licensee/permittee must also retain for eight years documentation sufficient to show that its entire bitstream was used "primarily" for NCE broadcast services on a weekly basis.

*OMB Control No.:* 3060–1035.

*Title:* Part 73, Subpart F International Broadcast Stations.

*Form No.:* FCC Forms 309, 310 and 311.

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

*Respondents:* Business or other for-profit entities.

*Number of Respondents/Responses:* 225 respondents; 225 responses.

*Estimated Time per Response:* 2–720 hours.

*Frequency of Response:*

Recordkeeping requirement; On occasion, semi-annual, weekly and annual reporting requirements.

*Obligation To Respond:* Required to obtain or retain benefits. The statutory authority for this information collection is contained in 47 U.S.C. 154, 303, 307, 334, 336 and 554.

*Total Annual Burden:* 20,096 hours.

*Annual Cost Burden:* \$97,025.

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

*Nature and Extent of Confidentiality:* In general, there is no need for confidentiality with this collection of information.

*Needs and Uses:* The Federal Communications Commission ("Commission") is requesting that the Office of Management and Budget (OMB) approve a three year extension of the information collection titled "Part 73, Subpart F International Broadcast Stations" under OMB Control No. 3060–1035.

This information collection is used by the Commission to assign frequencies

for use by international broadcast stations, to grant authority to operate such stations and to determine if interference or adverse propagation conditions exist that may impact the operation of such stations. The Commission collects this information pursuant to 47 CFR Part 73, subpart F. If the Commission did not collect this information, it would not be in a position to effectively coordinate spectrum for international broadcasters or to act for entities in times of frequency interference or adverse propagation conditions. Therefore, the information collection requirements are as follows:

**FCC Form 309—Application for Authority To Construct or Make Changes in an International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station—**The FCC Form 309 is filed on occasion when the applicant is requesting authority to construct or make modifications to the international broadcast station.

**FCC Form 310—Application for an International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station License—**The FCC Form 310 is filed on occasion when the applicant is submitting an application for a new international broadcast station.

**FCC Form 311—Application for Renewal of an International or Experimental Broadcast Station License—**The FCC Form 311 is filed by applicants who are requesting renewal of their international broadcast station licenses.

47 CFR 73.702(a) states that six months prior to the start of each season, licensees and permittees shall by informal written request, submitted to the Commission in triplicate, indicate for the season the frequency or frequencies desired for transmission to each zone or area of reception specified in the license or permit, the specific hours during which it desires to transmit to such zones or areas on each frequency, and the power, antenna gain, and antenna bearing it desires to use. Requests will be honored to the extent that interference and propagation conditions permit and that they are otherwise in accordance with the provisions of section 47 CFR 73.702(a).

47 CFR 73.702(b) states that two months before the start of each season, the licensee or permittee must inform the Commission in writing as to whether it plans to operate in accordance with the Commission's authorization or operate in another manner.

47 CFR 73.702(c) permits entities to file requests for changes to their original request for assignment and use of frequencies if they are able to show good cause. Because international broadcasters are assigned frequencies on a seasonal basis, as opposed to the full term of their eight-year license authorization, requests for changes need to be filed by entities on occasion.

47 CFR 73.702 (note) states that permittees who during the process of construction wish to engage in equipment tests shall by informal written request, submitted to the Commission in triplicate not less than 30 days before they desire to begin such testing, indicate the frequencies they desire to use for testing and the hours they desire to use those frequencies.

47 CFR 73.702(e) states within 14 days after the end of each season, each licensee or permittee must file a report with the Commission stating whether the licensee or permittee has operated the number of frequency hours authorized by the seasonal schedule to each of the zones or areas of reception specified in the schedule.

47 CFR 73.782 requires that licensees retain logs of international broadcast stations for two years. If it involves communications incident to a disaster, logs should be retained as long as required by the Commission.

47 CFR 73.759(d) states that the licensee or permittee must keep records of the time and results of each auxiliary transmitter test performed at least weekly.

47 CFR 73.762(b) requires that licensees notify the Commission in writing of any limitation or discontinuance of operation of not more than 10 days.

47 CFR 73.762(c) states that the licensee or permittee must request and receive specific authority from the Commission to discontinue operations for more than 10 days under extenuating circumstances.

47 CFR 1.1301–1.1319 cover certifications of compliance with the National Environmental Policy Act and how the public will be protected from radio frequency radiation hazards.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary, Office of the Secretary Office of the Managing Director.*

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**BILLING CODE 6712–01–P**