

*Nature and Extent of Confidentiality:* The information collected under this collection will be made publicly available. However, to the extent that a respondent seeks to have certain information collected in response to this information collection withheld from public inspection, the respondent may request confidential treatment of such information pursuant to § 0.459 of the Commission's rules, 47 CFR 0.459.

*Needs and Uses:* On October 27, 2020, the Commission adopted the *5G Fund Report and Order*, FCC 20–150, in which it, among other things, adopted additional public interest obligations and performance requirements for legacy high-cost support recipients, whose broadband-specific public interest obligations for mobile wireless services were not previously detailed. The public interest obligations adopted in the *5G Fund Report and Order* for each competitive eligible telecommunications carrier (ETC) receiving legacy high-cost support for mobile wireless services require that such a carrier (1) use an increasing percentage of its legacy support toward the deployment, maintenance, and operation of voice and broadband networks that support 5G meeting the adopted performance requirements within its subsidized service area(s), and (2) meet specific 5G broadband service deployment coverage requirements and service deployment milestone deadlines that take into consideration the amount of legacy support the carrier receives. With respect to the requirement to use an increasing percentage of its legacy support toward the deployment, maintenance, and operation of voice and broadband networks that support 5G, the rules adopted in the *5G Fund Report and Order* specify that each legacy support recipient must use at least one-third of the legacy support it receives in 2021, at least two-thirds of the legacy support it receives in 2022, and all of the legacy support in 2023 and beyond for these purposes.

To address a concern that budgets and deployment plans for 2021 are largely complete, which could make it difficult for some competitive ETCs to achieve the 2021 support usage requirement, the Commission adopted a rule that affords such competitive ETCs the flexibility to use less than one-third of their legacy support in 2021 and make up for any shortfall in 2021 by proportionally increasing the requirement in 2022 (above the two-thirds of its support the competitive ETC is required to spend on 5G in that year). See 47 CFR 54.322(c)(4). In order to take advantage of this flexibility, a competitive ETC

receiving legacy support for mobile wireless services must submit a certification in which it (1) provides information regarding the service area(s) for which it and any affiliated mobile competitive ETC(s) receive legacy support and the annual amount of support they receive in each area; (2) indicates the total amount of legacy high-cost support to be spent on the deployment, maintenance, and operation of mobile networks that provide 5G service in calendar year 2021 across the identified service areas; and (3) certifies that any 2021 spending shortfall will be made up in 2022. Only those competitive ETCs receiving legacy high-cost support for mobile wireless services that wish to avail themselves of the flexibility concerning their 2021 and 2022 legacy high-cost support usage requirements will be required to respond to this information collection. The certification will be used by the Commission to identify how much a competitive ETC that chooses to avail itself of the flexibility concerning its 2021 and 2022 legacy high-cost support usage requirements will spend on 5G in 2021 and the spending shortfall it must make up in 2022, and to confirm the competitive ETC's commitment to make up its 2021 spending shortfall in 2022 in accordance with its certification and the Commission's rules.

Federal Communications Commission.

**Marlene Dortch,**

*Secretary, Office of the Secretary.*

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MB Docket No. 21–156; RM–11901; DA 21–768; FR ID 36873]

### Television Broadcasting Services Boise, Idaho

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** On April 16, 2021, the Media Bureau, Video Division (Bureau) issued a *Notice of Proposed Rulemaking (NPRM)* in response to a petition for rulemaking filed by Sinclair Boise Licensee, LLC (Petitioner), the licensee of KBOI-TV, channel 9 (NBC), Boise, Idaho, requesting the substitution of channel 20 for channel 9 at Boise in the DTV Table of Allotments. For the reasons set forth in the *Report and Order* referenced below, the Bureau

amends FCC regulations to substitute channel 20 for channel 9 at Boise.

**DATES:** Effective July 14, 2021.

**FOR FURTHER INFORMATION CONTACT:** Joyce Bernstein, Media Bureau, at (202) 418–1647 or [Joyce.Bernstein@fcc.gov](mailto:Joyce.Bernstein@fcc.gov).

**SUPPLEMENTARY INFORMATION:** The proposed rule was published at 86 FR 22382 on April 28, 2021. The Petitioner filed comments in support of the petition reaffirming its commitment to apply for channel 20. No other comments were filed. The Petitioner states that VHF channels have certain propagation characteristics which may cause reception issues for some viewers. In addition, KBOI-TV has received numerous complaints from viewers unable to receive the Station's over-the-air signal, despite being able to receive signals from other stations. The Petitioner also demonstrated that while the noise limited contour of the proposed channel 20 facility does not completely encompass the licensed channel 9 contour, only 180 persons in two small loss areas are predicted to lose service from KBOI-TV, a number the Commission considers *de minimis*.

This is a synopsis of the Commission's *Report and Order*, MB Docket No. 21–156; RM–11901; DA 21–768, adopted July 2, 2021, and released July 2, 2021. The full text of this document is available for download at <https://www.fcc.gov/edocs>. To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an email to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at 202–418–0530 (voice), 202–418–0432 (tty).

This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. In addition, therefore, it does not contain any proposed information collection burden “for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107–198, see 44 U.S.C. 3506(c)(4). Provisions of the Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, do not apply to this proceeding.

The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, see 5 U.S.C. 801(a)(1)(A).

### List of Subjects in 47 CFR Part 73

Television.

Federal Communications Commission.  
**Thomas Horan,**  
*Chief of Staff, Media Bureau.*

**Final Rule**

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR part 73 as follows:

**PART 73—RADIO BROADCAST SERVICE**

■ 1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 155, 301, 303, 307, 309, 310, 334, 336, 339.

■ 2. In § 73.622, in paragraph (i), amend the Post-Transition Table of DTV Allotments, under Idaho, by revising the entry for “Boise” to read as follows:

**§ 73.622 Digital television table of allotments.**

\* \* \* \* \*

(i) \* \* \*

Community	Channel No.
* * *	* * *
<b>IDAHO</b>	
Boise .....	7, 20, *21, 39
* * *	* * *

[FR Doc. 2021-14972 Filed 7-13-21; 8:45 am]

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 74**

[**MB Docket No. 19-193; FCC 21-70; FR ID 35680**]

**Low Power FM Radio Service Technical Rules**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In this document, the Federal Communications Commission (Commission) adopts an Order on Reconsideration (Order) to consider petitions for reconsideration filed in response to revisions of technical rules that primarily affect Low Power FM (LPFM) radio stations.

**DATES:** Effective August 13, 2021.

**FOR FURTHER INFORMATION CONTACT:** Irene Bleiweiss, Media Bureau, Audio Division, (202) 418-2785, or via the internet at *Irene.Bleiweiss@fcc.gov*. Direct press inquiries to Janice Wise at

(202) 418-8165, or via the internet at *Janice.Wise@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 via the internet at *Cathy.Williams@fcc.gov*.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission’s Order, in MB Docket No. 19-193, FCC 21-70, adopted June 15, 2021 and released on June 16, 2021. The full text of this document is available electronically via the FCC’s Electronic Document Management System (EDOCS) website <https://www.fcc.gov/edocs> or by downloading the text from the Commission’s website at <https://ecfsapi.fcc.gov/file/0616283713905/FCC-21-70A1.pdf> or <https://docs.fcc.gov/public/attachments/FCC-21-70A1.pdf> (Documents will be available electronically in ASCII, Microsoft Word, and/or Adobe Acrobat.) Alternative formats are available for people with disabilities (Braille, large print, electronic files, audio format), by sending an email to *fcc504@fcc.gov* or calling the Commission’s Consumer and Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY).

**Final Paperwork Reduction Act of 1995 Analysis**

The Order does not contain new or modified information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. Therefore, it does not contain any new or modified information collection burdens for small business concerns with fewer than 25 employees, pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198.

**Congressional Review Act**

The Commission has determined, and the Administrator of the Office of Information and Regulatory Affairs, Office of Management and Budget, concurs that this rule change is “non-major” under the Congressional Review Act, 5 U.S.C. 804(2). The Commission will send a copy of the Order to Congress and the Government Accountability Office pursuant to 5 U.S.C. 801(a)(1)(A).

**Synopsis**

1. *Introduction.* On June 15, 2021, the Commission adopted an Order on Reconsideration (Order), Amendment of Parts 73 and 74 of the Commission’s Rules to Improve the Low Power FM Radio Service Technical Rules; FCC 21-70, MB Docket No. 19-193. The Order dismisses in part and denies in part two

petitions for reconsideration of revisions to technical rules governing the Low Power FM (LPFM) service in order to improve LPFM reception and increase flexibility in transmitter siting while maintaining interference protection and the core LPFM goals of diversity and localism. The Order also restores text that was inadvertently deleted from an existing LPFM rule.

2. The Commission proposed to modify the LPFM technical rules in a Notice of Proposed Rulemaking published at 84 FR 49205 (Sept. 19, 2019). It adopted revised technical rules in a Report and Order published at 85 FR 35567 (June 11, 2020). The Commission established that the revisions would apply prospectively, i.e., to applications for which no decision had yet issued as of the rules’ effective date. The goal of the revisions was to provide LPFM stations with greater flexibility, to improve their service, and to remove regulatory burdens.

3. *Petitions for Reconsideration.* The Commission received two petitions for reconsideration. One petition sought further revisions of the LPFM rules to increase maximum power, eliminate certain testing requirements for directional antennas, and revise a requirement that LPFM stations use equipment that has been certified for LPFM use. Another petition asked the Commission to extend the new rules to cases decided under former rules if the decision was not yet final when the new rules took effect. The Order dismisses and/or denies these petitions consistent with the Commission’s goal of keeping LPFM requirements simple and accessible in order to facilitate construction and operation of community-oriented noncommercial stations by organizations with limited expertise and small budgets.

4. *Restoration of Inadvertently Deleted Language.* The Order takes the opportunity to correct an error that occurred when the Commission amended the Rules to permit LPFM stations to retransmit their signals over co-owned FM booster stations. In making ancillary changes to add the concept of LPFM boosters to existing rules governing booster use in other services, the Commission inadvertently deleted three words (“or FM translator”) from the existing language in section 74.1263(b) of the Rules. The Order includes a rule revision to restore that language. Because the deletion of FM translators from the scope of the rule in question was clearly inadvertent and correcting this error is noncontroversial, the Order finds that the notice and comment procedures of the