

(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 comments should be submitted on or before November 8, 1999. 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 comments to Les Smith, Federal Communications Commissions, 445 12th Street, SW, Room 1-A804, Washington, DC 20554 or via the Internet to [lesmith@fcc.gov](mailto:lesmith@fcc.gov).

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collections contact Les Smith at (202) 418-0217 or via the Internet at [lesmith@fcc.gov](mailto:lesmith@fcc.gov).

**SUPPLEMENTARY INFORMATION:**

*OMB Control Number:* 3060-0212.

*Title:* Section 73.2080 Equal Employment Opportunity Program.

*Form Number:* None.

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

*Respondents:* Business or other for-profit, non-profit institutions.

*Number of Respondents:* 16,251 broadcast licensees.

*Estimated Time per Response:* 52 hours per year.

*Frequency of Response:* Recordkeeping.

*Annual Burden:* 845,052.

*Annual Costs:* \$0.

*Needs and Uses:* Section 73.2080 provides that equal opportunity in employment shall be afforded by all broadcast stations to all qualified persons and no person shall be discriminated against in employment by such stations because of race, color, religion, national origin or sex. Section 73.2080 requires that each broadcast station shall establish, maintain and carry out a program to assure equal opportunity in every aspect of a broadcast station's policy and practice. This section incorporates specific EEO program requirements and general guidelines for meeting those requirements. These guidelines are not intended to be either exclusive or inclusive but simply to provide guidance. This program will provide an appropriate and effective means of informing broadcasters, individuals employed or seeking employment by broadcast stations of its EEO

requirements. The Commission has suspended the enforcement of Section 73.2080 (b) and (c) due to the decision in *Lutheran Church—Missouri Synod v. FCC*, wherein the Court of Appeals held that the EEO program requirements of this section are unconstitutional. The enforcement of these requirements is suspended until the Commission revises the EEO rules to be consistent with the Court of Appeals Lutheran Church decision. The Commission will make such adjustments to the rule as necessary to conform to the Lutheran Church decision consistent with the record in the rulemaking. Until such time as the Commission reaches a decision in the outstanding Notice of Proposed Rulemaking (NPRM) concerning the Court of Appeals Lutheran Church decision, Section 73.2080 needs to retain a current OMB control number. We note that Section 73.2080(a) remains in effect. The data is used by a broadcast licensee in the preparation of the station's Broadcast Annual Employment Report (FCC Form 395-B) that is submitted annually and the station's EEO Program (FCC Form 396) submitted with the license renewal application. If this information were not maintained there could be no assurance that licensees are complying with the EEO rule. The Commission has suspended the filing of these forms until such time as the Commission reaches a decision in the outstanding NPRM.EEO requirements.

*OMB Control Number:* 3060-0390.

*Title:* Broadcast Station Annual Employment Report.

*Form Number:* FCC 395-B.

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

*Respondents:* Business or other for-profit.

*Number of Respondents:* 14,000.

*Estimated Time per Response:* 0.88 hours.

*Frequency of Response:* Reporting, annually.

*Annual Burden:* 12,320 hours.

*Annual Costs:* \$0.

*Needs and Uses:* The Annual Employment Report (FCC 395-B) was required to be filed by all licensees and permittees of AM, FM, TV, international and low power TV broadcast stations. It is a data collection device used to assess industry employment trends. The report identifies each staff member by gender, race, color and/or national origin in each of the nine major job categories. The data are used to assess industry employment trends.

On September 30, 1998, the Commission suspended the requirement that television and radio broadcast licensees and permittees submit the FCC

395-B. This suspension is to remain in effect at least until the Commission revises the EEO rules to be consistent with the Court of Appeals Lutheran Church decision. If the Commission chooses to reinstate the FCC 395-B, the Commission will make such adjustments to the form as necessary to conform to the Lutheran Church decision consistent with the record in the rulemaking. Until such time as the Commission reaches a decision in the outstanding Notice of Proposed Rulemaking concerning the Court of Appeals Lutheran Church decision, the FCC 395-B needs to retain a current OMB control number.

Federal Communications Commission.

**William F. Caton,**

*Deputy Secretary.*

[FR Doc. 99-23233 Filed 9-7-99; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collection(s) Being Submitted to OMB for Review and Approval.

August 30, 1999.

**SUMMARY:** The Federal Communications Commissions, 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, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. 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 comments should be submitted on or before October 8, 1999. 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 comments to Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street, SW, Washington, DC 20554 or via the Internet to lesmith@fcc.gov.

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collections contact Les Smith at (202) 418-0217 or via the Internet at lesmith@fcc.gov.

**SUPPLEMENTARY INFORMATION:**

*OMB Control Number:* 3060-0572.

*Title:* Filing Manual for Annual International Circuit Status Reports.

*Form Number:* N/A.

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

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

*Number of Respondents:* 120.

*Estimate Time Per Response:* 12.17 hrs. (avg.).

*Frequency of Response:* Annual reporting requirements.

*Total Annual Burden:* 1,460 hours.

*Total Annual Costs:* None.

*Needs and Uses:* The information will enable the Commission to discharge its obligations to authorize the construction and use of international common carrier transmission facilities. The information will be used by the Commission and the industry to determine whether an international common carrier is providing direct or indirect service to countries and to assess industry trends in the use of international transmission facilities. The information is extremely valuable because it is not available from any other source.

*OMB Control Number:* 3060-0309.

*Title:* Section 74.1281, Station Records.

*Form Number:* None.

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

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

*Number of Respondents:* 3,150.

*Estimate Time Per Response:* 1 hour.

*Frequency of Response:*

Recordkeeping.

*Total Annual Burden:* 3,150 hours.

*Total Annual Costs:* None.

*Needs and Uses:* Section 74.1281 requires that licensees of FM translator/booster stations maintain adequate records. These records include the current instrument of authorization, official correspondence with the FCC, maintenance records, contracts, permission for rebroadcasts, and other

pertinent documents. They also include entries concerning any extinguishing or improper operation of tower lights. The data are used by FCC staff in investigations to assure that the licensee is operating in accordance with the technical requirements as specified in the FCC Rules and with the station authorization, and is taking reasonable measures to preclude interference to other stations.

*OMB Control Number:* 3060-0550.

*Title:* Local Franchising Authority Certification.

*Form Number:* FCC 328.

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

*Respondents:* State, local, or tribal governments.

*Number of Respondents:* 40.

*Estimate Time Per Response:* 30 mins.

*Frequency of Response:* Single reporting requirement.

*Total Annual Burden:* 20 hours.

*Total Annual Costs:* None.

*Needs and Uses:* On May 3, 1993, the Commission released a Report and Order and Further Notice of Proposed Rulemaking, MM Docket No. 92-266, FCC 93-177. In the Matter of Implementation of Sections of the Cable Television Consumer Protection and Competition Act of 1992; Rate Regulation. Among other things, the Report and Order implemented Section 3(a) of the Cable Television Consumer Protection and Competition Act of 1992 wherein a local franchise authority (LFA) must file with the Commission, a written certification when it seeks to regulate basic service cable rates. Subsequently, the Commission developed FCC Form 328 to provide a standardized, simple form for LFAs to use when requesting certification. The data derived from Form 328 filings are used by Commission staff to ensure that an LFA has met the criteria specified in Section 3(a) of the Cable Television Consumer Protection and Competition Act of 1992 for regulating basic service rates.

Federal Communications Commission.

**Magalie Roman Salas,**

*Secretary.*

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**FEDERAL EMERGENCY  
MANAGEMENT AGENCY**

**[FEMA-1288-DR]**

**Minnesota; Major Disaster and Related  
Determinations**

**AGENCY:** Federal Emergency  
Management Agency (FEMA).

**ACTION:** Notice.

**SUMMARY:** This is a notice of the Presidential declaration of a major disaster for the State of Minnesota (FEMA-1288-DR), dated August 26, 1999, and related determinations.

**EFFECTIVE DATE:** August 26, 1999.

**FOR FURTHER INFORMATION CONTACT:**

Madge Dale, Response and Recovery Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-3772.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that, in a letter dated August 26, 1999, the President declared a major disaster under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 *et seq.*), as follows:

I have determined that the damage in certain areas of the State of Minnesota, resulting from severe ice storms, flooding, and heavy rains beginning on March 1, 1999 and continuing through May 30, 1999, is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Pub. L. 93-288, as amended ("the Stafford Act"). I, therefore, declare that such a major disaster exists in the State of Minnesota.

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Public Assistance and Hazard Mitigation in the designated areas and any other forms of assistance under the Stafford Act you may deem appropriate. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Public Assistance or Hazard Mitigation will be limited to 75 percent of the total eligible costs.

Further, you are authorized to make changes to this declaration to the extent allowable under the Stafford Act.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, I hereby appoint William Powers of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared disaster.

I do hereby determine the following areas of the State of Minnesota to have been affected adversely by this declared major disaster:

Kittson, Marshall, Pennington, Polk, Red Lake, and Roseau Counties for Public Assistance.

All counties within the State of Minnesota are eligible to apply for assistance under the Hazard Mitigation Grant Program.