

**FOR FURTHER INFORMATION CONTACT:** Dana Jackson or Cheryl King, Consumer & Governmental Affairs Bureau, Disability Rights Office at (202) 418-2517 (voice), (202) 418-7898 (TTY).

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Public Notice*, DA 04-347, released February 11, 2004 announcing OMB approval for three years the information collection requirements contained in *Second Report and Order*. The information collections were approved by OMB on January 27, 2004. OMB Control Number 3060-1047. The Commission publishes this notice of the effective date of the rules. If you have any comments on these burden estimates, or how we can improve the collection(s) and reduce the burden(s) they cause you, please write to Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street, SW., Washington, DC 20554. Please include the OMB Control Number 3060-1047, in your correspondence. We will also accept your comments regarding the Paperwork Reduction Act aspects of the collection via the Internet, if you send them to [Leslie.Smith@fcc.gov](mailto:Leslie.Smith@fcc.gov) or call (202) 418-0217. The *Second Report and Order* also adopted or modified regulations that do not require OMB approval, and states that such regulations become effective 6 months from the date of publication of the *Second Report and Order*, in the **Federal Register**. See *Second Report and Order* at paragraph 27, released June 17, 2003. A summary of the *Second Report and Order* was published in the **Federal Register** at 68 FR 50973, August 25, 2003. However, 47 CFR 64.604 (a) (3), (v), (vi) and (viii) that do not require OMB approval, published at 68 FR 50973, August 25, 2003, will become effective February 24, 2004. A copy of the TRS rules, as amended, will appear after that date on the Commission's website at: <http://www.fcc.gov/cgb/dro/4regs.html>.

To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at (202) 418-0531 (voice), (202) 418-7365 (TTY). This *Public Notice* can also be downloaded in Text and ASCII formats at: <http://www.fcc.gov/cgb/dro>.

#### Synopsis

As required by the Paperwork Reduction Act of 1995 (44 U.S.C. 3507), the FCC is notifying the public that it received approval from OMB on January 27, 2004, for the collection(s) of information contained in the

Commission's new voluntary and mandatory reporting requirements in 47 CFR 64.604 (a) (3) and (c) (2). The OMB Control Number is 3060-1047. The annual reporting burden for the collection(s) of information, including the time for gathering and maintaining the collection of information, is estimated to be: 352 respondents, and average of 5.311 hours per response per annum, for a total hour burden of 1,366 hours, and no annual cost. Under 5 CFR 1320, an agency may not conduct or sponsor a collection of information unless it displays a current valid OMB 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 OMB Control Number.

The foregoing notice is required by the Paperwork Reduction Act of 1995, Public Law 104-13, October 1, 1995, 44 U.S.C. 3507.

Federal Communications Commission.

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

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 04-265, MM Docket No. 00-133, RM-9895]

#### Digital Television Broadcast Service; Portland, ME

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of HMW, Inc., substitutes DTV channel 43 for DTV channel 4 at Portland, Maine. See 67 FR 9646, March 4, 2002. DTV channel 43 can be allotted to Portland, Maine, in compliance with the principal community coverage requirements of Section 73.625(a) at reference coordinates 43-51-06 N. and 70-19-40 W. with a power of 750, HAAT of 265 meters and with a DTV service population of 670 thousand. Since the community of Portland is located within 400 kilometers of the U.S.-Canadian border, concurrence from the Canadian government was obtained for this allotment. With this action, this proceeding is terminated.

**DATES:** Effective March 29, 2004.

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Media Bureau, (202) 418-1600.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MM Docket No. 00-133, adopted February 3, 2004, and released February 11, 2004. The full text of this document is available for public inspection and copying during regular business hours in the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC. This document may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

#### List of Subjects in 47 CFR Part 73

Digital television broadcasting, Television.

■ Part 73 of Title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—[AMENDED]

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

**Authority:** 47 U.S.C. 154, 303, 334 and 336.

#### § 73.622 [Amended]

■ 2. Section 73.622(b), the Table of Digital Television Allotments under Maine, is amended by removing DTV channel 4 and adding DTV channel 43 at Portland.

Federal Communications Commission.

**Barbara A. Kreisman,**

*Chief, Video Division, Media Bureau.*

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 04-264, MB Docket No. 03-193, RM-10768]

#### Digital Television Broadcast Service; Hobbs, NM

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of Eastern New Mexico University, allots DTV channel \*47 to Hobbs, New Mexico, as the community's first noncommercial television allotment. See 68 FR 54408,