

FEDERAL COMMUNICATIONS COMMISSION

Notice of Public Information Collection(s) Being Reviewed by the Federal Communications Commission

March 31, 2005.

SUMMARY: The Federal Communications Commission, 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(s), as required by the Paperwork Reduction Act (PRA) 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 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 Paperwork Reduction Act (PRA) comments should be submitted on or before June 6, 2005. 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 Paperwork Reduction Act (PRA) comments to Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street, SW., Washington, DC 20554 or via the Internet to Leslie.Smith@fcc.gov.

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

SUPPLEMENTARY INFORMATION:

OMB Control Number: 3060-0687.

Title: Access to Telecommunications Equipment and Services by Person with Disabilities.

Form Number: N/A.

Type of Review: Extension of a currently approved collection

Respondents: Business or other for-profit entities.

Number of Respondents: 1,268.

Estimated Time per Response: 9.86 hours.

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

Total Annual Burden: 25,000 hours.

Total Annual Cost: \$272,000.

Privacy Impact Assessment: No.

Needs and Uses: 47 CFR 68.224—Notice of non-hearing aid compatibility. Every non-hearing aid compatible telephone offered for sale to the public on or after August 17, 1989, whether previously-registered, newly registered or refurbished shall (a) contain in a conspicuous location on the surface of its packaging a statement that the telephone is not hearing aid compatible, or if offered for sale without a surrounding package, shall be affixed with a written statement that the telephone is not hearing aid compatible; and (b) be accompanied by instructions.

47 CFR 68.300—Labeling requirements. As of April 1, 1997, all registered telephones, including cordless telephones, manufactured in the United States (other than for export) or imported for use in the United States, that are hearing aid compatible (HAC) shall have the letters "HAC" permanently affixed. The information collections for both rules include third party disclosure and labeling requirements. The information is used primarily to inform consumers who purchase and/or use telephone equipment to determine whether the telephone is hearing aid compatible.

Federal Communications Commission.

Marlene H. Dortch,

Secretary.

[FR Doc. 05-6810 Filed 4-5-05; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

Public Information Collections Approved by Office of Management and Budget

April 1, 2005.

SUMMARY: The Federal Communications Commission (FCC) has received Office of Management and Budget (OMB) approval for the following public information collections pursuant to 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.

FOR FURTHER INFORMATION CONTACT:

Dana Jackson, Federal Communications Commission, 445 12th Street, SW., Washington DC, 20554, (202) 418-2247 or via the Internet at Dana.Jackson@fcc.gov.

SUPPLEMENTARY INFORMATION:

OMB Control No.: 3060-0833.

OMB Approval date: 3/25/2005.

Expiration Date: 3/31/2008.

Title: Implementation of Section 255 of the Telecommunications Act of 1996; Complaint Filings/Designation of Agents.

Form No.: N/A.

Estimated Annual Burden: 11,827 responses; 0.5-5 hours average per response.

Needs and Uses: This information collection includes rules governing the filing of complaints as part of the implementation of section 255 of the Telecommunications Act of 1996, which seeks to ensure that telecommunications equipment and services are available to all Americans, including those individuals with disabilities. In particular, telecommunications service providers and equipment manufacturers are asked for a one-time designation of an agent who will receive and promptly handle voluntary consumer complaints of accessibility concerns. As with any complaint procedure, a certain number of regulatory and information burdens are necessary to ensure compliance with FCC rules.

OMB Control No.: 3060-1043.

OMB Approval date: 3/11/2005.

Expiration Date: 3/31/2008.

Title: Telecommunication Relay Services and Speech-to-Speech Services for Individual with Hearing and Speech Disabilities, (*Report and Order, Order on Reconsideration*), FCC 04-137.

Form No.: N/A.

Estimated Annual Burden: 7 responses; 70 total annual burden hours; 10 hours average per response.

Needs and Uses: On June 30, 2004, the Commission released the *Report and Order, Order on Reconsideration, (Report and Order)* In the Matter of Telecommunication Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities, CC Docket No. 98-67 and CC Docket No. 90-571, FCC 04-137. In the *Report and Order*, the Commission grants Video Relay Service (VRS) waiver requests of the following Telecommunications Relay Services (TRS) mandatory minimum requirements: (1) 47 CFR 64.604(a)(3) types of calls that must be handled; (2) 47 CFR 64.604(a)(3)(iv) pay-per-call services; (3) 47 CFR 64.604(a)(4) emergency call handling; (4) 47 CFR

64.604(b)(2) speed of answer; and (5) 47 CFR 64.604(b)(3) equal access to interexchange carriers. These waivers are granted provided that VRS providers submit an annual report to the Commission, in a narrative form, detailing: (1) The provider's plan or general approach to meet the waived standards; (2) any additional costs that would be required to meet the standards; (3) the development of any new technology that may affect the particular waivers; (4) the progress made by the provider to meet the standards; (5) the specific steps taken to resolve any technical problems that prohibit the provider from meeting the standards; and (6) any other factors relevant to whether the waivers should continue in effect. Further, as requested by the parties and for administrative convenience, VRS providers may combine the reporting requirement established in the *Report and Order* with existing VRS/IP Relay reporting requirements, which are scheduled to be submitted annually on April 16th of each year pursuant to the *IP Relay Order on Reconsideration and Second Improved TRS Order & NPRM*. In the *Order on Reconsideration*, the Commission affirms, except as otherwise specifically provided therein, the cost recovery methodology for VRS established in the June 30, 2003, *Bureau TRS Order*. The Commission adjusts the VRS compensation rate to a per-minute compensation rate of \$8.854.

On June 30, 2004, the Commission also released a *Further Notice of Proposed Rulemaking*. In the Matter of Telecommunication Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities, CG Docket No. 03-123, FCC 04-137, that addressed a number of outstanding issues with respect to VRS and IP Relay, none of which have any implications under the Paperwork Reduction Act.

Federal Communications Commission.

William F. Caton,

Deputy Secretary.

[FR Doc. 05-6812 Filed 4-5-05; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

[DA 05-674]

End User Common Line Procedures

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: This document establishes final procedures for resolving End User Common Line (EUCL) informal complaints. The Commission's actions are necessary in order to resolve several hundred longstanding informal complaints previously filed by payphone providers against local exchange carriers (LEC). The intended effect of the *EUCL Procedures Order* is to notify EUCL informal complainants that, if they intend to pursue their claims and collect damages, they must follow a number of specific procedures between Friday, April 22, 2005 and Friday, September 9, 2005, or risk losing the right to pursue certain claims. All informal complainants are strongly encouraged to read closely the *EUCL Procedures Order*.

DATES: EUCL informal complainants must file their Notices of Intent to Convert by Friday, April 22, 2005, if they wish to pursue their claims via the Commission's formal complaint process. The final deadline for actual conversion of informal complaints to formal complaints is extended to Friday, September 9, 2005, for those complaints for which a Notice of Intent to File is filed by Friday, April 22, 2005.

ADDRESSES: Submit electronic notification of intent to pursue existing informal complaints at the following Web address: <http://www.fcc.gov/eb/eucl>, click on the Complainant Notification Form. Alternatively, notice of intent to proceed may be made by certified mail (postmarked no later than April 22, 2005) to: EB/MDRD, Federal Communications Commission, 445 12th Street, SW., Room 4-C366, Washington, DC 20554, Attention: EUCL Notice. See **SUPPLEMENTARY INFORMATION** for address and mailing instructions for all converted formal complaints.

FOR FURTHER INFORMATION CONTACT: Sandra Gray-Fields, 202-418-7330.

SUPPLEMENTARY INFORMATION: On March 25, 2005, the Enforcement Bureau of the Federal Communications Commission (Commission) released the *EUCL Procedures Order* establishing final procedures for resolving End User Common Line (EUCL) informal complaints. The critical legal issues raised by the existing EUCL informal complaints have been previously and definitively addressed in consolidated formal complaint proceedings before the Commission, see, e.g., *Communications Vending Corporation of Arizona, Inc. et al. v. Citizens Communications Company f/k/a Citizens Utility Company and Citizens Telecommunications Company d/b/a Citizens Telecom, et al.*, Memorandum Opinion and Order, 17 FCC Rcd 24201

(2002), *Communications Vending Corporation of Arizona, Inc., et al., v. FCC, et al.*, 365 F.3d 1064 (D.C.Cir. 2004). Accordingly, the *EUCL Procedures Order* informs all remaining informal complainants that they must initiate final resolution of their claims within the next few months. Specifically, each payphone provider who previously filed a EUCL informal complaint and who still wishes to pursue its claims, must now take the following actions: (1) notify the Commission by Friday, April 22, 2005, of its intent to pursue its claim by inputting notification data into the Commission's Web site at <http://www.fcc.gov/eb/eucl>, click on the Complainant Notification Form, or notice of intent to proceed may be made by sending the information set forth in Paragraph 8 of the *EUCL Procedures Order* by certified mail (postmarked no later than April 22, 2005) to: EB/MDRD, Federal Communications Commission, 445 12th Street, SW., Room 4-C366, Washington, DC 20554, Attention: EUCL Notice; (2) make a good faith effort to settle its claim against the LEC prior to filing a formal complaint; and, (3) if settlement efforts are unsuccessful, file a formal complaint by Friday, September 9, 2005, in accordance with the streamlined procedures described in the *EUCL Procedures Order*.

The *EUCL Procedures Order* may have a further impact on a complainant's right to recover damages. All informal complainants should read thoroughly the *EUCL Procedures Order*. If a complainant fails to provide Notice of Intent to File as described herein and in the *EUCL Procedures Order*, that complainant will not be able to pursue its claim further via the Commission's formal complaint process. The Enforcement Bureau has deferred the mandatory filing date for the conversion of informal complaints to formal complaints numerous times, see, e.g., *Informal Complaints filed by Independent Payphone Service Providers against Various Local Exchange Carriers Seeking Refunds of End User Common Line Charges*, Order, 16 FCC Rcd 3669 (CCB 1999); *Informal Complaints filed by Independent Payphone Service Providers against Various Local Exchange Carriers Seeking Refunds of End User Common Line Charges*, Order, 2004 WL 2973797, File Nos. IC-98-42853, et al., DA No. 04-4022 (EB Rel. Dec. 22, 2004). The extension of the conversion date in the *EUCL Procedures Order* to September 9, 2005 is considered to be the final extension. Formal complainants must deliver the following copies of the