

commercial television stations. Radio and television applicants will now also be required to submit as part of FCC Form 315 a copy of any attributable time brokerage agreement (TBA) (*see* 47 CFR 73.3613 for definition) pursuant to which the transferee will supply programming to the station(s) subject to the application, or with any other station in the same market as the station(s) subject to the application 47 CFR 73.3613 already required the filing of an TBA within 30 days of execution. On June 2, 2003, the Commission announced by Public Notice, DA 03-1877, that applicants with long-form assignment or transfer of control applications (FCC Form 314 or 315) or with modification applications (FCC Form 301) that were pending as of adoption date of the R&O may amend those applications by submitting new multiple ownership showings to demonstrate compliance with the new rules. Applicants may file such amendments once notice has been published by the Commission in the **Federal Register** that OMB has approved the information collection requirements contained in such amendments. Applicants may also submit a complete and adequate showing supporting a waiver of, or exemption from, the new rules. The Commission has established a freeze on the filing of all commercial radio and television transfer of control applications that require the use of FCC Form 315. The freeze will be in effect starting with the R&O's adoption date until notice has been published by the Commission in the **Federal Register** that OMB has approved the revised FCC Form 315. Upon such publication, parties may file new applications, but only if they demonstrate compliance with the new multiple ownership rules adopted in the R&O, or submit complete and adequate showings that a waiver of the new rules is warranted.

*OMB Control Number:* 3060-0027.

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

*Title:* Application for Construction Permit for Commercial Broadcast Station, FCC Form 301.

*Form Number:* FCC 301.

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

*Number of Respondents:* 2,450.

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

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

*Total Annual Burden:* 5,620 hours.

*Total Annual Cost:* \$28,971,675.00.

*Needs and Uses:* FCC Form 301 is used to apply for authority to construct

a new commercial AM, FM, or TV broadcast station, or to make changes in existing facilities of such a station. In addition, FM licensees or permittees may request, by application on FCC Form 301, upgrades on adjacent and co-channels, modifications to adjacent channels of the same class and downgrades to adjacent channels without first submitting a petition for rulemaking. To receive authorization for commencement of Digital Television ("DTV") operation, commercial broadcast licensees must file FCC Form 301 for a construction permit. This application may be filed anytime after receiving the initial DTV allotment but must be filed before mid-point in a particular applicant's required construction period. The Commission will consider these applications as minor changes in facilities. Applications will not have to supply full legal or financial qualification information.

Specific to this collection of information approved under OMB control number 3060-0027, the Commission will require all applicants to submit an exhibit demonstrating compliance with the Commission's multiple ownership rules and cross-media limits, or supporting an exemption from, or waiver of, 47 CFR 73.3555. With respect to radio station construction permit applications, we will require parties to show compliance with the local radio ownership rule using either the interim contour-overlap methodology previously called for in FCC Form 301, or the newly adopted geographic-based Arbitron Metro methodology. Under our modified rules Joint Sales Agreements (JSAs) will be attributable. Parties with attributable radio JSAs at the time of filing an FCC Form 301 will now be required to file a copy of the JSA as part of the application. With respect to television station construction permit applications, the parties will, for the first time, be required to submit an exhibit identifying the relevant Designated Market Area (DMA) as measured by Nielson Research, the number of commercial and noncommercial education stations in the DMA, and the market rankings of the top-four commercial television stations. Radio and television applicants are also required to submit a part of FCC Form 301 a copy of any attributable time brokerage agreement (*see* 47 CFR 73.3613 for definition) pursuant to which the applicant will supply programming to the station(s) subject to the application or with any other station in the same market as the station(s) subject to the application. On June 2,

2003, the Commission announced by Public Notice, DA 03-1877, that applicants with FCC Form 301 applications pending as of the adoption date of the R&O may amend those applications by submitting new multiple ownership showings to demonstrate compliance with the new rules. Applicants may file such amendments once notice has been published by the Commission in the **Federal Register** that OMB has approved the information collection requirements contained in such amendments.

Applicants may also submit a complete and adequate showing supporting a waiver of, or exemption from, the new rules.

Federal Communications Commission.

**William F. Caton,**

*Deputy Secretary.*

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## FEDERAL MARITIME COMMISSION

### Notice of Agreement(s) Filed

The Commission hereby gives notice of the filing of the following agreement(s) under the Shipping Act of 1984. Interested parties can review or obtain copies of agreements at the Washington, DC offices of the Commission, 800 North Capitol Street, NW., Room 940. Interested parties may submit comments on an agreement to the Secretary, Federal Maritime Commission, Washington, DC 20573, within 10 days of the date this notice appears in the **Federal Register**.

*Agreement No.:* 011528-023.

*Title:* Japan/United States Eastbound Freight Conference.

#### *Parties:*

American President Lines, Ltd;  
Hapag-Lloyd Container Line GmbH;  
Kawasaki Kisen Kaisha, Ltd.;  
Mitsui O.S.K. Lines, Ltd.;  
A.P. Moller Maersk Sealand;  
Nippon Yusen Kaisha;  
Orient Overseas Container Line Limited;  
P&O Nedlloyd B.V.;  
P&O Nedlloyd Limited;  
and Wallenius Wilhelmsen Lines AS.

*Synopsis:* The amendment extends the suspension of the conference through January 31, 2004.

*Agreement No.:* 011859.

*Title:* TMM/Hanjin Slot Charter Agreement.

#### *Parties:*

TMM Lines, Ltd.;  
Hanjin Shipping Co., Ltd.

*Synopsis:* The proposed agreement would authorize TMM to charter