

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)	
)	
Amendment of Section 73.622(b),)	MM Docket No. 00-114
Table of Allotments,)	RM-9744
Digital Television Broadcast Stations.)	
(Great Falls, Montana))	

REPORT AND ORDER
(Proceeding Terminated)

Adopted: June 1, 2001

Released: June 6, 2001

By the Chief, Video Services Division:

1. At the request of KFBB Corporation, L.L.B. ("KFBB"), licensee of station KFBB-TV, NTSC channel 5, Great Falls, Montana, the Commission has before it the Notice of Proposed Rule Making, 15 FCC Rcd 11331 (2000), proposing the substitution of DTV channel 8 for station KFBB-TV assigned DTV channel 39. KFBB filed comments stating its intention to apply and operate KFBB-DT on DTV channel 8 at Great Falls. No other comments were received.

2. We believe the public interest would be served by substituting DTV channel 8 for DTV channel 39 at Great Falls since it could enable station KFBB-TV to more readily replicate its service area. DTV channel 8 can be allotted to Great Falls, Montana, in compliance with the principle community coverage requirements of Section 73.625(a) at coordinates (47-32-08 N. and 111-17-02 W.). Since Great Falls is located within 400 kilometers of the U.S.-Canadian border, concurrence by the Canadian government has been obtained for this allotment.¹ In addition, we find that this channel is acceptable under the 2 percent criterion for *de minimis* impact that is applied in evaluating requests for modification of initial DTV allotments under Section 73.623(c)(2) for Station KFBB-DT with the following specifications:

<u>State & City</u>	<u>DTV Channel</u>	<u>DTV power (kW)</u>	<u>Antenna HAAT (m)</u>	<u>DTV Service Pop. (thous.)</u>
MT Great Falls	8	28.6	180	89

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective July 23, 2001, the DTV Table of Allotments, Section 73.622(b) of the Commission's Rules, IS AMENDED, with respect to the community listed below, to read as follows:

¹ KFBB original proposal was objected to by the Canadian government, pursuant to the standards set forth in the *Letter of Understanding (LOU) between the Commission and Industry Canada*, released September 29, 2000. In view of the Canadian government's objection, KFBB's proposal was amended to reflect a power reduction from 160 kW to 28.6 kW in order to provide protection to DTV channel 8 at Fort MacLeod, Alberta.

City

Channel No.

Great Falls, Montana

8, 44, 45

4. IT IS FURTHER ORDERED, That within 45 days of the effective date of this *Order*, KFBB Corporation, L.L.C. shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV Channel 8 in lieu of DTV Channel 39 for station KFBB-DT.

5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

6. For further information concerning this proceeding, contact Pam Blumenthal, Mass Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman
Chief, Video Services Division
Mass Media Bureau