



Federal Communications Commission
Washington, D.C. 20554

May 18, 2010

DA 10-868

Timothy A. Diemler
Deputy Director
State of Missouri Emergency Management Agency
P.O. Box 116
Jefferson City, MO 65102

Dear Mr. Diemler:

This letter grants your request, dated May 3, 2010, on behalf of the State of Missouri Emergency Management Agency (SEMA) for a waiver to permit certain Amateur Radio Service licensees to transmit communications on behalf of their employers during an upcoming government emergency drill.

In your request, you state that SEMA will be conducting a disaster preparedness exercise entitled 2010 Missouri Earthquake, which will take place on June 3, 2010. As part of the exercise, amateur radio will be used for back-up communications between local emergency operations centers and state area coordination centers.

Section 97.113(a)(3) of the Commission's Rules, 47 C.F.R. § 97.113(a)(3), prohibits amateur licensees from transmitting communications in which they have a pecuniary interest, including communications on behalf of an employer. You therefore request a waiver of this rule to permit the following Amateur licensees to transmit communications on behalf of their employer in connection with the exercise: for the Missouri Department of Public Safety, James Simmons, WA0BER; and for the Missouri State Highway Patrol, Corey Chaney, KF0U, Billy Brumble, N0VHM, Steve Groves, WD0EXG, Shannon McGowan, WD0AFP, and Dewayne Carver, WD0HXX.

Section 1.3 of the Commission's Rules, 47 C.F.R. § 1.3, provides that the Commission may waive its rules if good cause for waiver is shown. We conclude that grant of the waiver request is appropriate under the circumstances presented. The public interest in facilitating the June 3 public safety exercise by permitting the specified amateur licensees to participate warrants this limited waiver of Section 97.113(a)(3). This waiver grant permits transmission of communications by the above-listed Amateur licensees on behalf of their employer during the June 3, 2010 exercise, and immediately beforehand for the purpose of operational testing of equipment.

Accordingly, IT IS ORDERED that the waiver request of the State of Missouri Emergency Management Agency, dated May 3, 2010, IS GRANTED.

This action is taken under delegated authority pursuant to Sections 0.131 and 0.331 of the Commission's Rules, 47 C.F.R. §§ 0.131, 0.331.

FEDERAL COMMUNICATIONS COMMISSION

Scot Stone
Deputy Chief, Mobility Division
Wireless Telecommunications Bureau